

ACTS
OF THE
PARLIAMENT
OF THE
DOMINION OF CANADA

PASSED IN THE SESSION HELD IN THE
THIRD YEAR OF THE REIGN OF HIS MAJESTY
KING EDWARD VII.

BEING THE
THIRD SESSION OF THE NINTH PARLIAMENT

*Begun and holden at Ottawa, on the Twelfth day of March, and
closed by Prorogation on the Twenty-fourth day of October, 1903*



HIS EXCELLENCY THE
RIGHT HONOURABLE SIR GILBERT JOHN ELLIOT, EARL OF MINTO
GOVERNOR GENERAL

VOL. II.
LOCAL AND PRIVATE ACTS

OTTAWA
PRINTED BY SAMUEL EDWARD DAWSON
LAW PRINTER TO THE KING'S MOST EXCELLENT MAJESTY
ANNO DOMINI 1903

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3 EDWARD VII.

CHAP. 75.

An Act respecting the Alberta Central Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Alberta Central Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. Notwithstanding anything contained in *The Railway Act*, the construction of the railway of the Alberta Central Railway Company may be commenced, and fifteen per cent on the amount of the capital stock expended thereon, within two years from the twenty-third day of May, one thousand nine hundred and three, and the railway finished and put in operation within five years from the twenty-third day of May, one thousand nine hundred and three; and if the said railway is not so commenced, and such expenditure is not so made, or if the said railway is not finished and put in operation, within the said respective periods, then the powers granted to the said Company by Parliament shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction extended. 1901, c. 44.

2. The Alberta Central Railway Company may extend its railway from a point in township thirty-eight, range twenty-three west of the fourth meridian, in the district of Alberta, in the North-west Territories, being the point of commencement of the said railway under its Act of incorporation, thence easterly to a point in township thirty-nine, range eleven west of the fourth meridian, in the said district of Alberta, and such extension shall be commenced within two years and be completed within five years from the passing of this Act, otherwise the powers granted by Parliament for the construction thereof shall cease and be null and void as respects so much of the said extension as then remains uncompleted. Extension of railway.



3 EDWARD VII.

CHAP. 76.

An Act respecting the Alberta Railway and Coal Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The Alberta Railway and Coal Company, hereinafter called "the Company," may enter into an agreement with the St. Mary's River Railway Company for amalgamation with that company under the name of "The Alberta Railway and Coal Company," or may purchase or lease from that company, on such terms as are agreed upon, its undertakings, rights, franchises, lines, assets and properties, real and personal.

Power to amalgamate with St. Mary's River Railway Co.

2. The agreement for amalgamation may prescribe the terms and conditions of the amalgamation, and may provide for the mode of carrying it into effect, the mode of converting the capital stock of each company into that of the amalgamated company, and may prescribe such other and additional terms and conditions as are necessary or convenient for perfecting the new organization and the management and working thereof.

Terms of agreement.

3. Any agreement made under section 1 of this Act shall be submitted to the shareholders of each of the companies parties thereto, at an annual general meeting, or at a special general meeting of each company called for the purpose of considering such agreement, at each of which meetings shareholders representing at least two-thirds in value of the capital stock of each company are present or represented by proxy; and if such agreement be accepted and approved by resolution passed by two-thirds of the votes of the shareholders so present or represented by proxy, it may be executed and delivered

Submission to shareholders.

Approval of Governor in Council.

and an application may be made to the Governor in Council for an order approving thereof, and upon such order being made such agreement shall be valid and binding according to its terms and may be acted upon and carried out.

Notice of
application
for sanction.

4. Unless an agreement made under section 1 of this Act has been approved by every shareholder in each company party thereto, the sanction of the Governor in Council shall not be signified until after notice of the proposed application for the said order in council has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper published in the town of Lethbridge.

Powers of
amalgamated
company.

5. Upon an agreement of amalgamation being accepted and approved and executed and delivered as aforesaid, and the said order in council being made, the Alberta Railway and Coal Company, as amalgamated, shall possess and be vested with all the powers, franchises, privileges, assets, rights, credits, effects and properties, real, personal and mixed of whatever kind and wheresoever situated, belonging to, possessed by or vested in the St. Mary's River Railway Company or to which that company may be or become entitled.

Agreement
to be filed
with Secretary
of State.

6. A duplicate of any agreement made under section 1 of this Act shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this Act having been complied with.

Existing
rights not
affected.

7. Nothing in any agreement made under section 1 of this Act, or done in pursuance thereof, shall take away or prejudice any claim, demand, right, security, cause of action, complaint or contract which any person has against, or with, either of the companies parties to such agreement, nor shall it relieve such company from any claim, demand, right, security, cause of action or complaint, or contract, or from the payment or performance of any existing debt, liability, obligation, contract or duty.

Claims not
to abate.

8. No pending or future claim, action or proceeding by or against either of the said companies shall abate or be affected by such amalgamation, but for all purposes of such claim, action or proceeding the amalgamated company may be substituted therein.

Numbers of
directors.

9. The number of directors of the Company may, from time to time, be increased or reduced as the shareholders determine by resolution passed at an annual meeting; but such number shall not at any time be less than five or more than nine.

10. The Company may invest in, acquire and hold the stock, shares, bonds or other securities of the St. Mary's River Railway Company. Shares in another company.

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3 EDWARD VII.

CHAP. 77.

An Act to incorporate the Algonquin Lumber and Power Company, Limited.

[Assented to 13th August, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Charles A. Barclay and Samuel H. Stevenson of Brougham, in the county of Ontario, Lyman T. Barclay of Whitby, J. R. Booth of Ottawa, James Carnegie of Port Perry, Anson G. Henderson and E. Frank Burton of Toronto, and Milton Carr of Powassin, together with such persons as become shareholders in the company, are incorporated under the name of Incorporation.
“The Algonquin Lumber and Power Company, Limited,” Corporate name.
hereinafter called “the Company.”

2. The persons named in section 1 of this Act are constituted Provisional directors.
provisional directors of the Company, five of whom shall form a quorum, and they shall have all the powers conferred upon directors by *The Companies Clauses Act* and by this Act.

3. The capital stock of the Company shall be one million Capital stock.
dollars, divided into shares of one hundred dollars each, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

4. The directors may, at any time after the whole of the Increase of capital by by-law.
capital stock of the Company has been subscribed and fifty per cent paid in thereon, make a by-law for increasing the capital stock of the Company to any amount which they consider requisite for the due carrying out of the objects of the Company.

Terms of
by-law.

2. Such by-law shall declare the number of the shares of the new stock, and may prescribe the manner in which they shall be allotted, and in default of its so doing the control of such allotment shall vest absolutely in the directors.

Approval of
shareholders.

3. No by-law for increasing the capital stock of the Company shall have any force whatsoever until it is approved by the votes of shareholders representing at least two-thirds in value of all the subscribed stock of the Company, at a special general meeting of the Company duly called for considering it.

Head office.

5. The head office of the Company shall be at the city of Toronto, in the province of Ontario, or at such other place in Canada as is from time to time determined by by-law.

First general
meeting of
Company.

6. So soon as twenty-five per cent of the capital stock has been subscribed and ten per cent has been paid up on the stock so subscribed and has been deposited in some chartered bank in Canada to the credit of the Company, the provisional directors, or any five of them, may call a general meeting of the shareholders of the Company to be held at the city of Toronto, at such time as they determine, for the purpose of passing or ratifying the by-laws of the Company, of electing directors, and of considering and determining any other business specified in the notice calling such meeting; and notice in writing, signed by the provisional directors calling such meeting, of the date and place of holding the same, mailed by registered letter to the address of each shareholder not less than thirty days previously, shall be deemed sufficient notice of such meeting.

Annual
general
meeting.

7. The annual general meeting of the Company shall be held on the second Monday in December in each year, or on such other day in each year as the directors from time to time determine by by-law.

Election of
directors.

8. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose five persons to be directors of the Company, one or more of whom may be paid directors, and a majority of whom shall form a quorum.

Proxies.

2. Only shareholders eligible to vote may hold proxies at any meeting of the Company.

Powers of
Company.
Lumber, etc.

9. The Company may—

(a.) carry on, throughout Canada and elsewhere, the business of lumberers, timber merchants, and manufacturers of timber and lumber in all its branches, and all other business incident thereto or connected therewith;

Pulp and
paper.

(b.) carry on, throughout Canada and elsewhere, the business in all its branches, of manufacturing pulp wood, pulp, paper and all other business incident thereto; and also the business of general merchants, general manufacturers, millers,

Merchants.

common carriers, wharfingers and warehousemen; and may Carriers.
construct, charter, acquire and navigate steam and other vessels Vessels.
between any port and place in Canada, and any other port or
place in Canada or elsewhere;

(c.) erect, acquire and operate sawmills and factories of all Mills.
kinds, elevators, flour mills, woollen mills, cotton mills and
paper mills; and buy, deal in and dispose of the products of the
said mills and factories in any form, and acquire materials of
all kinds necessary for the manufacture of such products;

(d.) carry on the business of farming and stock raising; Stock farming.

(e.) acquire and operate mines and minerals and mining Mining.
rights, and smelt, reduce, refine, amalgamate or otherwise
manufacture and treat metals, minerals and ores, and dispose
thereof, and generally carry on the business of manufacturing
therefrom;

(f.) manufacture calcium carbide and other chemicals, and Chemical works.
erect such factories and works as are necessary for such pur-
poses;

(g.) produce, manufacture, supply and dispose of electricity Electricity.
for the purposes of light, heat and motive power and any other
purposes for which the same may be used, and construct, erect,
maintain and operate works, poles and all other appliances
necessary or useful for the production, sale and distribution of
electricity for the purposes of light, heat and power, and con-
duct, store, sell and supply electricity, and with such electric
or other conductors or devices, conduct, convey, furnish or
receive such electricity, heat or power to or from any places in
Canada; provided that the Company shall not exercise the Approval of municipality.
powers granted by this paragraph for the purpose of selling or
disposing of electricity for the purposes of light, heat and
power, or any other purposes for which electricity may be
used, until it has first obtained the consent and approval of
the municipal council of the city, town, village or other local
municipality or district within which the powers hereby given
are to be exercised by the Company,—such consent to be by
by-law, and to be on such terms and conditions as such by-law
provides;

(h.) acquire, lease and dispose of timber berths, timber General powers.
licenses, land, water powers, hydraulic properties, buildings,
docks, wharfs, carts, vehicles, goods, wares, merchandise and
such other property, real or personal, as is deemed necessary or
useful in connection with any of the works or operations which
the Company is authorized to carry on;

(i.) acquire, hold, deal with and dispose of shares in any Shares in other companies.
other company any of whose powers are within the scope of
those of the Company;

(j.) acquire, lease and dispose of patent rights, letters Patent rights, etc.
patent of invention, processes and options to facilitate the
carrying out of any of the objects of the Company;

(k.) acquire any business within any of the objects of the Acquiring other businesses.
Company, and lands, properties, privileges, rights and con-
tracts appertaining thereto; and may let or sublet any property,

and

and sell or otherwise dispose of any business, property or undertaking of the Company ;

Construction
of roads,
wharfs,
vessels, etc.

10. The Company may construct or aid and subscribe towards the construction, acquisition and maintenance of roads, tramways, docks, piers, wharfs, viaducts, aqueducts, flumes, bridges, ditches and similar works ; and construct, charter or employ vessels, roads and tramways for the purposes aforesaid and for transporting the products of the said mills, factories, mines and works to any place in Canada or elsewhere, and for bringing and conveying to the properties of the Company all materials required thereat ; and the Company may also construct, operate and dispose of telegraph and telephone lines for the purpose of its undertaking only.

Telegraph
and telephone
lines.

Railway
sidings and
tramways.

11. The Company may, for the purpose of its undertaking, construct and operate all such railway sidings, tramways, switches or spur lines, not exceeding ten miles in length, as are necessary to connect any property of the Company with its factories and mills or with any line of railway.

Issue of paid
up stock.

12. The directors may, by by-law, make and issue as paid up stock, shares of the capital stock of the Company in payment of and for any business, franchise, undertaking, property, right, power, privilege, letters patent or any interest therein, contract, real estate, timber limits, stock, assets and other property, which it may lawfully acquire, and may allot and hand over such shares to any person or company or its shareholders, and the Company may pay for any such property, right, power, privilege, letters patent, contract, real estate, timber limits, stock, assets and other property, either wholly or partly in paid up shares or wholly or partly in bonds or debentures as the directors deem proper, and any such issue or allotment of stock shall be binding upon the Company and shall not be assessable for calls, nor shall the holder thereof be liable in any way thereon ; provided that any allotment and issue of stock under the authority of this section shall be approved of by the holders of at least two-thirds in value of the stock of the Company previously issued and held at the date of such issue or allotment.

Approval of
shareholders.

Bond issue.

13. The Company, being first authorized by a resolution passed at a special general meeting of its shareholders duly called for that purpose, at which meeting shareholders representing at least two-thirds in value of the subscribed capital stock of the Company are present or represented by proxy, may, from time to time, issue bonds or debentures in aid of or for the acquisition of any vessels or other property which the Company is authorized to acquire, but such bonds and debentures shall not exceed in amount the value of such vessels or property.

Mortgage to
secure bonds.

2. For the purpose of securing the issue of such bonds the Company may execute a mortgage or mortgages, not incon-

sistent with law or with the provisions of this Act, in such form and containing such provisions as are approved of by a resolution passed at the special general meeting of shareholders mentioned in the preceding subsection.

3. The said mortgages shall be made to the trustees appointed for this purpose at the said special general meeting, and may contain provisions establishing the amount secured upon the vessels or class of vessels or property to which such mortgages relate, the rank and privilege to appertain to the bonds intended to be secured thereby, the rights and remedies to be enjoyed by the respective holders of such bonds, the mode of assuring the application of the proceeds of such bonds to the purposes for which they are to be issued, the rate of interest payable thereon, the place and time of payment of such interest and of the capital thereof, the creation of a sinking fund for the redemption of such bonds, and all the conditions, provisions and restrictions requisite for the effectual carrying out of the terms thereof, and for the protection of the holders of such bonds.

Terms of mortgages.

4. The Company may charge and bind the tolls and revenues of the vessels, or class of vessels, or property, to which any such mortgage relates, in the manner and to the extent therein specified; and each such mortgage shall create absolutely a first lien and encumbrance on the vessels, or class of vessels, or property therein described, as well as on the tolls, revenues and subsidy therein hypothecated, the whole being for the benefit of the holders of the bonds in respect of which such mortgage is made.

Power to bind tolls and revenues.

Mortgage shall create a first lien.

14. Each issue of bonds intended to be secured by any of the mortgages referred to in the next preceding section shall entitle the respective holders of each such issue to rank with each other *pari passu*, and a duplicate of each mortgage shall be filed in the office of the Secretary of State of Canada.

How bonds to rank.

15. In addition to the amounts which the Company, from time to time, may borrow, secured or unsecured as aforesaid, the Company may borrow on current account or on promissory notes or other negotiable instruments, such further sums as the directors decide are required for the operations of the Company or for the acquisition of its properties or assets.

Borrowing powers generally.

16. The Company may receive as aid in the construction or carrying on of any of the works or operations authorized by this Act, any lands, properties, franchises, sums of money or debentures, and may alienate and dispose thereof in promoting any of the affairs, businesses and operations of the Company; and the Company may receive exemptions from taxation and all other exemptions granted by municipal or other authority by by-law, resolution or otherwise which may by law be granted by such municipality.

Aid to Company's undertaking generally.

1899, c. 37,
s. 1.

17. Subsection 2 of section 90 of *The Railway Act* shall apply to the Company with respect to the powers granted under paragraph (g) of section 9.

R.S.C., c. 118.

18. Sections 18 and 41 of *The Companies Clauses Act* shall not apply to the Company.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 78.

An Act for the relief of William Allen.

[Assented to 25th June, 1903.]

WHEREAS William Allen, of the town of Grenfell, in the North-west Territories of Canada, general agent, has by his petition set forth that on the twenty-seventh day of October, A.D. 1898, he was lawfully married to Louisa Allen, whose maiden name was Louisa McCara; that they cohabited as husband and wife, until on or about the first day of December, 1900; that there has been no issue of the said marriage; that since the said marriage she committed adultery with Charles Morris Reade; that ever since he discovered the said adultery, they have lived separate and apart and have not cohabited; and whereas he has humbly prayed that the said marriage may be dissolved and that he may be authorized to marry again, and that such further relief may be afforded him as is deemed meet; and whereas he has proved the said allegations of his petition, and it is expedient that the prayer thereof should be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The said marriage between the said William Allen and the said Louisa Allen his wife, is hereby dissolved and shall hereafter be null and void to all intents and purposes whatever.

Marriage dissolved.

2. The said William Allen may at any time hereafter marry any woman whom he might lawfully marry in case the said marriage with the said Louisa Allen had not been solemnized.

Right to marry again.

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3 EDWARD VII.

CHAP. 79.

An Act to incorporate the Alliance Bank of Canada.

[Assented to 24th October, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in Canada, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by and
with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows:—

1. The persons hereinafter named, together with such Incorporation.
others as become shareholders in the corporation by this Act
created, are hereby constituted a corporation by the name of
“The Alliance Bank of Canada,” hereinafter called “the Corporate name.
Bank.”

2. The capital stock of the Bank shall be five million Capital stock.
dollars.

3. The chief office of the Bank shall be at the city of Chief office.
Halifax, in the province of Nova Scotia.

4. John F. Stairs, Harvey Graham, Geoffrey Morrow, Provisional
William B. Ross and George E. Boak, all of the city of directors.
Halifax, Nova Scotia, shall be the provisional directors of the
Bank.

5. This Act shall, subject to the provisions of section 16 of Duration
The Bank Act, remain in force until the first day of July, in of Act.
the year one thousand nine hundred and eleven. 1890, c. 31.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 80.

An Act for the relief of Harford Ashley.

[Assented to 24th October, 1903.]

WHEREAS Harford Ashley, of the township of Thurlow, Preamble.
in the county of Hastings, province of Ontario, farmer,
has by his petition set forth that in or about the month of
September, 1873, he was lawfully married to Sabra Maud
Vandewater, at the township of Sidney, in the said county, by
the Reverend Albert Carman, Bishop of the Methodist Church
in Canada; that they cohabited as husband and wife until
some time in the year 1889, when she deserted him and went
to the United States of America, where she has since continued
to reside and where she is now residing at the city of
Poughkeepsie, in the state of New York; that there are living
issue of the said marriage two daughters, born respectively in
April, 1878 and March, 1883; that in the year 1888 she com-
mitted adultery; that ever since he discovered the said adultery,
they have lived separate and apart and have not cohabited;
and whereas he has humbly prayed that the said marriage may
be dissolved and that he may be authorized to marry again,
and that such further relief may be afforded him as is deemed
meet; and whereas he has proved the said allegations of his
petition, and it is expedient that the prayer thereof should be
granted: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. The said marriage between the said Harford Ashley and
the said Sabra Maud Vandewater, his wife, is hereby dissolved Marriage
dissolved.
and shall hereafter be null and void to all intents and pur-
poses whatever.

2. The said Harford Ashley may at any time hereafter Right to
marry again.
marry any woman whom he might lawfully marry in case the
said marriage with the said Sabra Maud Vandewater had not
been solemnized.



3 EDWARD VII.

CHAP. 81.

An Act respecting the Atlantic, Quebec and Western Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Atlantic, Quebec and Western Railway Company has, by its petition, represented that it was incorporated by an Act of the Legislature of the province of Quebec, being chapter 63 of the statutes of 1901, and has prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows :—

Preamble.

Que., 1901,
c. 63.

1. In this Act the expression “the Company” means the body corporate and politic heretofore created by the Act mentioned in the preamble under the name of the Atlantic, Quebec and Western Railway Company, and the railway works which the Company by its said Act of incorporation has been empowered to undertake and operate are declared to be for the general advantage of Canada.

Name of
Company.

Declaratory.

2. *The Railway Act* shall hereafter apply to the said works to the exclusion of any provisions of the said Act of incorporation inconsistent therewith ; but nothing herein shall affect or invalidate any action heretofore taken by the Company pursuant to powers in such Act of incorporation contained.

1888, c. 29,
to apply.

3. The head office of the Company shall be at Gaspé Basin, in the county of Gaspé, or at such other place in the said province of Quebec as the Company by by-law determines.

Head office.

2. The Company may also have an office at London, England, where the meetings of the Company and of its directors may also be held.

4. The Company may lay out, construct and operate lines of railway of the standard gauge of four feet eight and one-half inches, as follows :—

Lines of
railway
described.

(a.) From a point at or near Gaspé Basin, in the county of Gaspé, in the province of Quebec, following the valley of the

York

York or St. John Rivers for a distance of thirty miles or more, thence westerly through the interior of the peninsula of Gaspé, to some point on the Intercolonial Railway north of Causapschal, in the county of Rimouski, in the province of Quebec, thence in a south-westerly direction to a point at or near Edmundston, on the St. John River, in the province of New Brunswick;

(b.) From a point on the Atlantic and Lake Superior Railway, at or near its terminus at Paspébiac, in the county of Bonaventure, in the province of Quebec, thence through the townships of Cox, Hope and Port Daniel, in the said county, and the seigniories of Pabos and Grand River and the townships of Newport, Percé, Malbaie and Douglas, in the county of Gaspé, to a point on the Company's railway in the preceding paragraph mentioned, at or near Gaspé Basin. This line shall be located, as far as practicable, within the limits of the parishes on the shores of the Baie des Chaleurs and the Gulf of St. Lawrence.

Time for
construction.

2. The said two lines of railway shall be commenced and constructed concurrently. The line described in paragraph (b) of subsection 1 of this section shall be constructed to Port Daniel within two years, ten miles of the line described in paragraph (b) within one year, and both lines shall be completed within five years, from the passing of this Act. In default of compliance with the provisions of this subsection, the powers of construction granted by this Act shall be void as to so much of the said lines as then remains uncompleted.

Acquisition
of other lines.

3. Should the Company acquire the line of the Atlantic and Lake Superior and the Baie des Chaleurs Railway from Paspébiac to Metapédia, by purchase, lease, transfer, judicial sale or otherwise, it shall be held liable for claims on those roads for labour, board, material, right of way, and damages; and said claims will have to be paid to the satisfaction of the Governor in Council, and no prescription or limitation shall be invoked, otherwise the Company shall have no legal title to the said roads.

Terminus.

5. The Company may build a suitable terminus at deep water in Gaspé Basin or Gaspé Bay, and extend its line to the said terminus.

Telegraph
and telephone
lines.

6. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and establish offices for the transmission of messages for the public and collect tolls for so doing; and for the purpose of operating such telegraph and telephone lines, the Company may enter into a contract with any other company, or may lease the Company's lines or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

Agreement
with telegraph
or telephone
companies.

2. The Company may enter into an agreement with any telegraph or telephone company for the exchange and trans-

mission of messages, or for the working in whole or in part of the lines of the Company.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council. Rates to be approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company. R.S.C., c. 132.

7. The capital stock of the Company shall be two million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed. Capital stock.

8. The annual meeting of the shareholders shall be held on the first Saturday in September in each year. Annual meeting.

9. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors. Directors.

10. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of the railway constructed or under contract to be constructed, and shall be secured by mortgage upon the railway and all property incident thereto. Bond issue limited.

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3 EDWARD VII.

CHAP. 82.

AN ACT respecting the Bank of Montreal.

[Assented to 25th June, 1903]

WHEREAS the capital stock of the Bank of Montreal now Preamble.
amounts to fourteen million dollars, divided into seventy
thousand shares of two hundred dollars (fifty pounds currency)
each (hereinafter called "old shares"); and whereas sixty
thousand of the said old shares are fully paid up; and whereas
the remaining ten thousand of the said old shares were
recently allotted to the shareholders by a resolution of the
directors of the said Bank, duly passed on the sixteenth day of
February, one thousand nine hundred and three, under the
authority of a by-law for increasing the capital stock of the
said Bank to the extent of two million dollars, duly passed on
the seventh day of January, one thousand nine hundred and
three, and thereafter duly approved by the certificate of the
Treasury Board in accordance with the provisions of sections
26 and 27 of *The Bank Act*; and whereas some of the said ten 1890, c. 31,
ss. 26, 27.
thousand shares are not yet fully paid up; and whereas at a
special general meeting of the shareholders of the said Bank
held on the seventh day of January, one thousand nine hun-
dred and three, a resolution was duly passed authorizing an
application to Parliament for the subdivision of the whole of
the capital stock of the said Bank into shares of one hundred
dollars each, par value; and whereas, by its petition, the said
Bank has prayed that its said capital stock be divided into one
hundred and forty thousand shares of one hundred dollars
each, par value, and that it be enacted as hereinafter set forth;
and it is expedient to grant the prayer of the said petition:
Therefore His Majesty, by and with the advice and consent of
the Senate and House of Commons of Canada, enacts as
follows:—

1. The capital stock of the Bank of Montreal shall hereafter Par value
of shares.
be divided into shares of one hundred dollars each, par value.
2. The present capital stock of the said Bank, amounting to Redivision
of shares.
the par value of fourteen million dollars, and now divided into
seventy

seventy thousand old shares of the par value of two hundred dollars (fifty pounds currency) each, is hereby divided into one hundred and forty thousand shares (hereinafter called "new shares"), of the par value of one hundred dollars each, each of the said old shares being hereby divided into two new shares of one hundred dollars each.

Substitution
of new shares
for paid-up
old shares.

3. Every person who, at the time of the passing of this Act, is the holder of any of the said sixty thousand of the said fully paid-up old shares of two hundred dollars each, par value, shall, for every such share so held by him, and in substitution therefor, be entitled to and be deemed to be the holder of two fully paid-up new shares of one hundred dollars each, par value, of the capital stock of the said Bank, and every holder of such new shares shall hold the same subject to the provisions of *The Bank Act*.

Substitution
of new shares
for other old
shares.

4. Every person who, at the time of the passing of this Act, is the holder of, or entitled by allotment to, any of the said ten thousand old shares of two hundred dollars each, issued under the said resolution of the sixteenth day of February, one thousand nine hundred and three (a copy whereof is set forth in the schedule to this Act) shall, for every such old share so held by him or to which he is so entitled, and in substitution therefor, be and be deemed to be the holder of or entitled to two new shares of one hundred dollars each, par value. On every two new shares mentioned in this section there shall be credited the amount (if any) paid respectively for calls and premium respectively upon the old share from which the said two new shares were formed by the subdivision aforesaid, one-half of the said amount so paid for calls and premium respectively being credited on each of such new shares as being so paid thereon respectively.

Terms on
which new
shares to be
held.

5. Each of the said new shares mentioned in section 4 of this Act shall be held by the holder thereof subject to the provisions of *The Bank Act*, and subject to the payment as and at the times mentioned in the said resolution of the sixteenth day of February, one thousand nine hundred and three, of one-half of any moneys still remaining unpaid for calls and premium respectively on the old share out of which such new share is formed as aforesaid, and subject to the other terms and conditions of the said last mentioned resolution, except as necessarily modified by the subdivision as by this Act provided of each of the said old shares into two new shares of one hundred dollars each, par value.

Disposition of
shares not
taken up.

6. The new shares formed from the old shares allotted by the said resolution of the sixteenth day of February, one thousand nine hundred and three, to, but not taken up by, the shareholders, and the new shares formed from all unallotted "fractions of shares" mentioned in the said last mentioned reso-

lution, shall be disposed of as therein provided, and the proceeds realized therefrom paid over, as and to the extent therein provided, to the shareholders respectively to whom such old shares were allotted respectively, or to whose shares the said fractions attached respectively, under the said last mentioned resolution.

7. The books and share registers of the said Bank shall be amended so as to conform to the provisions of this Act. Books to be amended.

8. Upon the passing of this Act, except for the purposes herein set forth, all the said old shares of two hundred dollars each par value of the capital stock of the said Bank shall be deemed to be extinguished by the substitution therefor of the said new shares of one hundred dollars each par value, as provided in this Act. Old shares extinguished by new shares.

9. This Act shall, if passed before the fifteenth day of June, one thousand nine hundred and three, come into force on that day; otherwise it shall come into force on the day of its passing. Commencement of Act.

SCHEDULE.

Copy of resolution passed by the directors on the 16th day of February, A.D. 1903, and within referred to.

Resolved, The shareholders by by-law of date the 7th day of January, 1903, having authorized an increase of the capital stock of the Bank by an amount of two million dollars, which by-law has been duly approved by the Treasury Board, as evidenced by its certificate dated the 9th day of February, 1903, the new stock is allotted to the present shareholders of the Bank *pro rata*, being one share for each six shares presently held by the several shareholders, and is so allotted at a premium of seventy per cent, but no fraction of a share is allotted, and any of such allotted stock which is not taken up by the shareholder to whom such allotment has been made within six months of the date notice of the allotment has been mailed to his address, or which he declines to accept or any share composed of fractions which cannot be allotted under this resolution, shall be offered for subscription to the public.

If upon such sale to the public any premium be realized in respect of any shares offered to but not accepted by the old shareholders or in respect of the unallotted fractions over and above the premium of seventy per cent above referred to, such net premium shall be paid over to the shareholder to whom said shares were allotted, or to whose shares the said fraction attached.

Shareholders may pay the full amount of their subscriptions or any number of calls in advance at any time after date of subscription. The new stock will carry dividend upon the

amounts

amounts paid in from the dates of such payments at the rate per cent subsequently declared for the then current half-year.

It is further resolved that the calls for payment of the new stock be and they are hereby made as follows, viz.:—

Instalment of ten per cent, and ten per cent in respect of			
the 70 per cent premium on.....			23rd March, 1903
"	"	"	...23rd April, 1903
"	"	"	...23rd May, 1903
"	"	"	...23rd June, 1903
"	"	"23rd July, 1903
"	"	"24th Aug., 1903
"	"	"	...23rd Sept., 1903
"	"	"	..23rd Oct., 1903
"	"	"23rd Nov., 1903
"	"	"	..23rd Dec., 1903

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 83.

An Act to incorporate the Bank of Winnipeg.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in Canada, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by
and with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows:—

1. The persons hereinafter named, together with such Incorporation.
others as become shareholders in the corporation by this Act
created, are constituted a corporation by the name of “The Corporate
Bank of Winnipeg,” hereinafter called “the Bank.” name.

2. The capital stock of the Bank shall be one million dol- Capital.
lars.

3. The chief office of the Bank shall be at the city of Chief office.
Winnipeg, in the province of Manitoba.

4. H. E. Robinson of the village of Carman, in the province Provisional
of Manitoba, C. F. P. Conybeare of the village of Lethbridge, directors.
in the district of Alberta, William Manahan and John Henry
Bourgouin, both of the city of Winnipeg, in the province of
Manitoba, William James Hambly and W. M. Gemmel, both
of the city of Toronto, in the province of Ontario, shall be the
provisional directors of the Bank.

5. This Act shall, subject to the provisions of section 16 of Duration of
The Bank Act, continue in force until the first day of July, charter.
one thousand nine hundred and eleven. 1890, c. 31.



3 EDWARD VII.

CHAP. 84

An Act to incorporate the Berlin, Waterloo, Wellesley and Lake Huron Railway Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows :—

1. J. G. Reiner, A. E. Ratz, Edward E. Ratz, W. B. West Incorporation.
and John Hill, all of the village of Wellesley, in the county of
Waterloo, C. K. Hagedorn of the town of Berlin, D. Hibner,
and Rudolph Roschman all of the town of Waterloo in the
said county of Waterloo, and Frederick Clare of the town of
Preston, in the said county of Waterloo, together with such
persons as become shareholders in the company, are incorpor-
ated under the name of “The Berlin, Waterloo, Wellesley and Corporate
Lake Huron Railway Company,” hereinafter called “the name.
Company.”

2. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

3. The persons named in section 1 of this Act are con- Provisional
stituted provisional directors of the Company. directors.

4. The capital stock of the Company shall be five hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

5. The head office of the Company shall be in the town of Head office.
Berlin, but the Company may, by by-law, change the place of
the head office to any other place in Canada.

6. The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.

Election of
directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not more than nine nor less than seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the town of Berlin, in the county of Waterloo, to the town of Waterloo, thence in a north-westerly direction through the county of Waterloo to Wellesley village in the township of Wellesley, thence to Glen Allan, in the county of Wellington, thence in a westerly direction to Listowel in the county of Perth, and thence to Goderich in the county of Huron.

Telegraph
and telephone
lines.

9. The Company may construct and operate a telegraph line and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public and collect tolls for so doing, and for the purpose of erecting and operating such telegraph and telephone lines the Company may enter into a contract with any other company, and may connect its lines with the lines of any telegraph or telephone company.

Arrangements
with telegraph
and telephone
companies.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange and transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates and charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bond issue.

10. The Company may issue bonds, debentures, or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement
with another
company.

11. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada, or with the Canadian Pacific Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject

to such restrictions as to the directors seem fit; provided that such agreement has first been approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of shareholders and Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in each of the counties through which the railway of the Company runs and in which a newspaper is published.

Notice of application for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to be filed with Secretary of State.

12. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for construction limited.

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3 EDWARD VII.

CHAP. 85.

An Act respecting the Brandon and South-western Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Brandon and South-western Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The Brandon and South-western Railway Company (hereinafter called "the Company") may enter into an agreement with the Canadian Pacific Railway Company for conveying or leasing to that company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with that company, on such terms and conditions as are agreed upon, and subject to such conditions as to the directors seem fit; provided that such agreement has been first sanctioned by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Agreements with another company.

Approval of shareholders and Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs and in which a newspaper is published.

Notice of application for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada*

Agreement to be filed with Secretary of State.

Gazette, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

1890, c. 86,
s. 2 amended.

2. Section 2 of chapter 86 of the statutes of 1890, as enacted by section 1 of chapter 54 of the statutes of 1899, is amended by adding thereto the words "or at such other place in Canada as the Company determines by by-law."

Time
extended.

3. The time limited for the expenditure of fifteen per cent on the amount of the capital stock of the Company, as required by section 89 of *The Railway Act*, is hereby extended for a period of two years from the first day of November, one thousand nine hundred and two, and if such expenditure is not made, or if the railway is not finished and put in operation, within five years from the said first day of November, then the powers granted to the Company shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 86.

An Act to incorporate the Brandon, Saskatchewan and Hudson's Bay Railway Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. M. S. Fraser, J. D. McGregor, A. C. Fraser, K. Campbell, P. B. H. Ramsay, J. A. Osborne, Charles Whitehead and T. C. Norris, all of the city of Brandon, in the province of Manitoba, C. A. Young and James W. Bettes, both of the city of Winnipeg, in the said province, together with such persons as become shareholders in the company, are incorporated under the name of "The Brandon, Saskatchewan and Hudson's Bay Railway Company," hereinafter called "the Company."

Incorporation.

Corporate name.

2. The persons named in section 1 of this Act are constituted provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be one million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Capital stock.

4. The head office of the Company shall be in the city of Winnipeg, in the province of Manitoba, or in such other place in Canada as the Company determines by by-law.

Head office.

5. The annual meeting of the shareholders shall be held on the first Monday in September in each year.

Annual meeting.

6. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Election of directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point on the International boundary line between ranges twenty-three and twenty-five west of the principal meridian, in the system of Dominion land surveys, in the province of Manitoba, in a north-easterly direction to a point at or near the city of Brandon, thence to township twenty-nine where it connects with the second meridian west, thence through ranges one to six west of the second meridian to township forty-eight, and thence in a northerly direction to the Pas Mission.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of fifteen thousand dollars per mile of the railway, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement
with another
company.

9. The Company may enter into an agreement with the Canadian Northern Railway Company or the Canadian Pacific Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the electoral districts through which the railway of the Company runs, and in which a newspaper is published.

Agreement to
be filed with
Secretary of
State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Time for
construction
limited.

10. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation

within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 87.

An Act respecting the British Columbia Southern Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the British Columbia Southern Railway Com- Preamble.
pany has, by its petition, prayed that it be enacted as 1899, c. 55;
hereinafter set forth, and it is expedient to grant the prayer of 1901, c. 49.
the said petition: Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows:—

1. The British Columbia Southern Railway Company may Time for
construction
extended.
commence within two years, and complete within five years
after the passing of this Act, the railway which it was author-
ized by chapter 55 of the statutes of 1899 to construct, acquire 1899, c. 55,
s. 2.
and operate between a point on its line of railway in the
neighbourhood of Fort Steele and at a point at or near Golden
on the Canadian Pacific Railway, by a route having the same
general direction as the valleys of the Columbia and Kootenay
Rivers; provided that the powers granted by Parliament shall
cease and be null and void as respects so much of the said
railway as remains uncompleted at the end of the said five
years.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 88.

An Act to incorporate the Brockville, Westport and North-western Railway Company.

[Assented to 24th October, 1903.]

WHEREAS the franchise, undertaking, railway and pro- Preamble.
perty of the Brockville, Westport and Sault Ste. Marie
Railway Company have been sold under the direction of the
Local Master of the High Court of Justice at Brockville
and in pursuance of a judgment pronounced by the said
court in a certain action wherein the Knickerbocker Trust
Company of New York and others were plaintiffs, and the
said the Brockville, Westport and Sault Ste. Marie Railway
Company and others were defendants, the said sale having
been made on the twentieth day of January, one thousand
nine hundred and three; and whereas Charles F. Holm, John
Gerken and Valentin Schmitt, all of the city of New York,
and Clarence P. King, of the city of Philadelphia, in the
United States, became the purchasers of the franchise, under-
taking, railway and property so sold under the said judgment;
and whereas the said purchasers bought and became vested
with the said property for the purpose of holding, maintaining
and operating the said railway, its property and appurtenances;
and whereas a petition has been presented praying that it be
enacted as hereinafter set forth, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by
and with the advice and consent of the Senate and House of
Commons of Canada, declares and enacts as follows:—

1. Charles F. Holm, John Gerken and Valentin Schmitt, Incorpora-
all of the city of New York, and Clarence P. King, of the tion.
city of Philadelphia, together with such persons as become
shareholders in the company, are incorporated under the name
of "The Brockville, Westport and North-western Railway
Company," hereinafter called "the Company." Corporate
name.

2. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

Capital stock.

3. The capital stock of the Company shall be two millions of dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Head office.

4. The head office of the Company shall be in the town of Brockville or in such other place in Canada as the Company determines by by-law.

Annual meeting.

5. The annual meeting of the shareholders shall be held on the first Monday in September in each year.

Election of directors.

6. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not less than seven or more than eleven persons to be directors of the Company, one or more of whom may be paid directors.

Power to acquire
Brockville
Westport and
Sault Ste.
Marie Ry.

7. The Company may acquire the railway of the Brockville Westport and Sault Ste. Marie Railway Company mentioned in the preamble, and may pay the price therefor wholly or partly in cash or wholly or partly in fully paid up or partly paid up shares of the capital stock of the Company, or wholly or partly in bonds or debentures of the Company or otherwise, and any stock so issued shall not be assessable for calls; and the Company may hold, operate and run the said railway from the town of Brockville, in the county of Leeds, to the village of Westport, in the said county of Leeds, and may exercise all the rights, powers and privileges conferred on the said company by the various Acts relating thereto; and may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from the present terminus of the railway of the Brockville, Westport and Sault Ste. Marie Railway Company, and thence in a northerly and westerly direction to the shore of Georgian Bay, thence to Sault Ste. Marie, in the District of Algoma, and from a point on the said line to the Town of North Bay, in the District of Nipissing; and may lay out, construct and operate branch lines from the main line to Barry's Bay or some other point on the Canada Atlantic Railway.

Powers of construction.

Declaratory.

8. The said railway is declared to be a work for the general advantage of Canada.

Bond issue.

9. The Company may issue bonds, debentures or other securities to the extent of ten thousand dollars per mile of the railway so acquired, and to the extent of twenty-five thousand dollars per mile of the railway constructed under the authority of this Act, and of any branches; and such bonds, debentures or other securities may be issued only in proportion to the length of railway acquired, constructed or under contract to be constructed.

10. The Company may, for the purposes of its railway undertaking and in connection with its railway business,— Powers of Company.

(a.) carry on the business of navigation on the navigable bays, lakes and rivers adjacent to its line of railway and branches; acquire and use steam and other vessels for the transportation of passengers and freight and dispose thereof; Navigation.
Vessels.

(b.) acquire, construct and operate docks and elevators; Docks, etc.
Electricity.

(c.) acquire water powers for the generation of electricity, and operate electrical works for the use and transmission of the power necessary for the operation of its railway, branches and tramways, and utilize them for the purpose of heating and lighting, and may dispose of the power not required for its own undertaking.

11. The Company, in connection with its railway and for the purpose of its business, may construct, acquire, operate and maintain wharfs, docks, elevators, warehouses and hotels at any points along the line of its railway or branches. Wharfs,
elevators and
hotels.

12. The Company may enter into an agreement for the sale or lease of the whole or part of its railway or other assets of any kind to the Grand Trunk Railway Company of Canada, the Canadian Pacific Railway Company, the Canada Atlantic Railway Company, the Kingston and Pembroke Railway Company or the Irondale, Bancroft and Ottawa Railway Company, each of which companies is hereby authorized to acquire the same, or with any other company empowered to acquire the undertaking of the Company; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it; at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council. Agreements
with other
companies.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section two hundred and thirty-nine of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs, and in which a newspaper is published. Notice of
application
therefor.

3. A duplicate of each such agreement referred to in subsection one of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and thereupon such agreement shall be deemed to be complete and operative according to the terms thereof, and the production of *The Canada Gazette* containing such notice shall be *prima facie* evidence of the requirements of this section having been complied with. Agreement to
be filed with
Secretary of
State.

Time limited
with respect
to Brockville,
Westport and
Sault Ste.
Marie Ry.

13. If the railway of the Brockville, Westport and Sault Ste. Marie Railway Company between Brockville and Westport is not acquired and completed, within two years from the date of the passing of this Act, up to the standard prescribed by a certain agreement made and entered into between Her Majesty the late Queen Victoria and the Brockville, Westport and Sault Ste. Marie Railway Company, bearing the number 8235 and dated July sixteenth, 1886, then the powers granted by this Act or by *The Railway Act* shall cease and be null and void.

Time for
construction
of extension.

14. If the construction of the extension of the Company's railway authorized by this Act is not commenced and fifteen per cent of the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the said extension is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the said extension as then remains uncompleted.

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3 EDWARD VII.

CHAP. 89.

An Act respecting the Calgary and Edmonton Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Calgary and Edmonton Railway Company has, by its petition, prayed that it be enacted as herein-after set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble.
1890, cc. 5, 84.
1891, c. 71.
1898, c. 57.

1. The directors of the Calgary and Edmonton Railway Company, hereinafter called “the Company,” after the authority of the shareholders to them given by at least two-thirds of the votes of the shareholders present or represented at a special general meeting, duly called for the purpose, may issue debenture stock to the amount of one million one hundred and twenty-one thousand seven hundred pounds in sterling money of Great Britain, payable either in Canadian currency, or in the said sterling money, and bearing interest at a rate not exceeding four per cent per annum.

Power to
issue
debenture
stock.

Currency of
issue and
rate of
interest.

2. The said debenture stock may be either perpetual or terminable, and may be executed in such form, and with such provisions as to issue, transfer and registration, and with such rights and privileges, as may be determined by the directors.

Description
of stock.

3. The said debenture stock, when created, shall, subject to the priorities of all other preference charges then existing, and subject to the payment of all penalties imposed for non-compliance with the requirements of *The Railway Act* respecting returns to be made to the Minister of Railways, and to the payment of the working expenses, as defined by *The Railway Act*, be and become a first charge upon and over that part of the Company's railway at present constructed and in operation between the northern terminus of the said railway at or near Edmonton and the southern terminus of the railway at or near Macleod, and upon all works, plant, betterments, property and effects of the Company appertaining or belonging to that portion of the Company's railway, including all rentals arising therefrom,

What
property to
be charged
with stock.

therefrom, save and except, however, the subsidy in Dominion lands granted to the Company under the authority of chapter 4 of the statutes of 1890, and any lands not required, or which at any time cease to be required, by the Company in connection with its railway business.

Application
of stock.

4. The said debenture stock shall be applied as follows:—

(a.) for the purpose of acquiring, redeeming or exchanging it for bonds or other existing obligations of the Company already in existence, upon such terms as may be agreed upon between the Company and the holders of such bonds or obligations; and

(b.) any surplus for the general purposes of the Company.

Stock to be
dealt with by
C.P.R. Co.

2. The said debenture stock when issued shall be deposited with the Canadian Pacific Railway Company; and upon receiving such stock, the Canadian Pacific Railway Company shall be and is hereby charged with a trust to dispose of the said stock, and make proper application of the proceeds thereof, as required by paragraph (a.) of this section, or to acquire, redeem, or exchange *pro tanto* the said stock for the said bonds and obligations, and to pay the surplus, if any, to the Company.

Provisions
respecting
issue, transfer,
etc.

5. The directors may, by by-law, prescribe the amounts for which, or multiples of which, the said debenture stock shall be issued, and the rate of interest thereon, and the dates and places at which the interest shall be payable, and make provisions for the convenient transfer and registration of such debenture stock, either in Great Britain or in Canada, and the due exercise of the remedies of the holders of the said debenture stock, and all matters incidental to the said issue of debenture stock, its protection and general management; and such by-laws shall form the basis of the issue of the said debenture stock, and shall not be altered in any way affecting the interest of the holders otherwise than as therein provided, and a certified copy of such by-laws, authenticated by the seal of the Company, shall be deposited for reference in the office of the Secretary of State of Canada.

Branch lines
authorized.

6. The Company may lay out, construct and operate the following branch lines:—

- (a.) starting at Wetaskiwin, and running easterly in as direct a line as is practicable into the range of townships numbered forty-seven, and continuing in that range of townships easterly for a distance of one hundred miles;
- (b.) from a point on the Company's main line at Lacombe easterly, a distance of one hundred miles;
- (c.) from Strathcona to the town of Edmonton, providing the Saskatchewan River is crossed by a high-level bridge the plans of which shall first be submitted to and be approved of by the Minister of Railways and Canals; and the length of such branch between the said towns shall not exceed three miles;

Provided that the Company shall construct at least fifty miles on each of the branch lines described in paragraphs (a.) and (b.) of this section, within two years from the passing of this Act, otherwise the powers granted by this Act for the construction of such branch lines shall cease and be null and void as respects so much of each branch line as then remains uncompleted.

7. The Company may issue bonds, debentures, debenture stock or other securities to the extent of twenty thousand dollars per mile of the branches hereby authorized to be constructed, and such bonds, debentures, debenture stock or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Bond issue
on branches.

8. The Company may enter into an agreement with the Canadian Pacific Railway Company with reference to the branch lines hereby authorized to be constructed, similar to the agreement authorized by section 3 of chapter 5 of the statutes of 1890, subject to the sanction of the Company's shareholders, as provided for in section 9 of its Act of incorporation; and the Canadian Pacific Railway Company may enter into such agreement, subject to the approval of its shareholders, and the terms of the said section 3 of chapter 5 of the statutes of 1890 shall apply to such agreement.

Agreement
with C.P.R.

1890, c. 5, s. 3

9. The Company may, upon and along the whole length of its railway and branches construct, maintain and operate telegraph and telephone lines, establish offices for the transmission of messages for the public, and collect tolls therefor, and, for the purpose of constructing and operating such telegraph or telephone lines, the Company may enter into a contract with any other company, or may lease the Company's lines, or any part thereof, and may connect its lines with the line of any telegraph or telephone company.

Telegraph
and telephone
lines.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange and transmission of messages, or for the working, in whole or in part, of the lines of the Company.

Arrangements
with telegraph
and telephone
companies.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone or for leasing or using the telegraphs or telephones of the Company until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision from time to time by the Governor in Council.

Rates to be
approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.



3 EDWARD VII.

CHAP. 90.

An Act respecting the Canada Atlantic Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Canada Atlantic Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The Canada Atlantic Railway Company, hereinafter called “the Company,” may lay out, construct and operate an extension of its line of railway of the gauge of four feet eight and one-half inches from a point on the Company’s constructed line between Whitney Station and Scotia Junction, thence in a north-westerly direction to some point at or near the town of Sault Ste. Marie, in the province of Ontario; and such extension shall be commenced within two years and completed within five years from the passing of this Act, otherwise the powers of construction of such extension shall cease and be null and void as respects so much thereof as then remains uncompleted. Line of railway authorized.

2. The capital stock of the Company may be increased to ten million two hundred thousand dollars, which shall include the present authorized stock of seven million two hundred thousand dollars. Capital increased.

3. Section 8 of chapter 81 of the statutes of 1899 is repealed, and in lieu thereof it is enacted that the Company may issue bonds, debentures or other securities to the extent of fourteen millions of dollars, to be secured upon its line of railway and branches as now constructed; and such bonds, debentures or other securities may be issued as provided in the deed of amalgamation set out in Schedule B to the said Act of 1899, and shall, subject to the provisions of section 94 of *The Railway* 1899, c. 81, s. 8 repealed. Bond issue.

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way Act and to the present charge in favour of outstanding first mortgage bonds of the Canada Atlantic Railway Company and of the Ottawa, Arnprior and Parry Sound Railway Company, respectively, until the same are redeemed, exchanged or paid off, be a first charge and lien upon the whole of the said railway and branches as now constructed.

Bond issue
on extension.

4. In addition to the bonds, debentures or other securities authorized by the next preceding section the Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile of the extension authorized by section 1 of this Act, and such bonds, debentures or other securities may be issued only in proportion to the length of such extension constructed or under contract to be constructed.

Deposit of
mortgage
deed with
Secretary of
State.

5. It shall not be necessary, in order to preserve the priority, lien, charge, mortgage or privilege purporting to appertain to, or be created by, any bond issued or mortgage deed executed under the authority of chapter 81 of the statutes of 1899, or of this Act, that such bond or deed be registered, in any manner or in any place whatsoever, but every such mortgage deed shall be deposited in the office of the Secretary of State of Canada, of which deposit notice shall be given in *The Canada Gazette*.

Borrowing
powers of
directors.

6. The directors may, from time to time, and as often as they deem it expedient so to do, borrow money for the purposes of the Company, provided that the sum so borrowed shall not at any time exceed in the aggregate two hundred thousand dollars in addition to the amounts authorized by sections 3 and 4 of this Act.

Powers of
Company.
Charges for
storage, etc.

7. The Company may,—

(a.) in the operation of its steamship business, charge on all property placed with it, or in its custody, such fair remuneration as may be fixed upon by the directors for storage, warehousing, wharfage, dockage, cooperage, or any other care or labour in and about any such property on the part of the Company over and above the regular freight and primage upon the said property which shall have been carried or may be carried by it;

Recovery of
charges.

(b.) recover all charges and moneys paid or assumed by it subject to which goods come into its possession, and, without any formal transfer, shall have the same lien for the amount thereof upon such goods as the persons to whom such charges were originally due had upon such goods while in their possession, and the Company shall be subrogated by such payment to the rights and remedies of such persons for such charges;

Sale of
property for
non-payment
of charges.

(c.) in the event of non-payment of freight advances and other charges when due upon goods or property in its possession or under its control, sell at public auction the goods

whereupon such advances and other charges have been made, and retain the proceeds, or so much thereof as is due to the Company, together with the costs and expenses incurred in and about such sale, returning the surplus (if any) to the owner of such goods or property ; but, before any such sale takes place, thirty days' notice of the time and place of such sale and of the amount of the charges or moneys payable to the Company in respect of such goods or property shall be given by registered letter, transmitted through the post office to the last known address of the owner of any such goods or property, except in the case of perishable goods or effects, which may be sold after the expiration of one week, or sooner, if necessary, unless otherwise provided in the contract between the parties.

Notice of sale.

8. The section substituted for section 5 of chapter 57 of the statutes of 1879 by section 1 of chapter 33 of the statutes of 1892 is repealed, and in lieu thereof it is enacted that the Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches and across the River St. Lawrence, the Beauharnois Canal and the River Richelieu, and may establish offices for the transmission of messages for the public and collect tolls therefor, and, for the purposes of operating such telegraph and telephone lines, the Company may enter into a contract with any company having authority to construct or operate telegraph or telephone lines, or may lease the Company's lines, or any part thereof, and may connect its lines with the lines of any such company.

1879, c. 57,
s. 5 repealed.

Telegraph
and telephone
lines.

2. The Company may enter into arrangements with any such company for the exchange or transmission of messages, or for the working in whole or in part of the lines of the Company.

Arrangements
with other
companies.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

Rates to be
approved.

4. Section 1 of chapter 37 of the statutes of 1899, being *An Act further to amend the Railway Act*, shall apply to the Company.

1899, c. 37,
s. 1.
Power to
enter on
highway.

5. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.

9. The Company may, for the purposes of its undertaking and in connection with its business, build, purchase, acquire or lease for hotels and restaurants, such buildings as it deems advisable and at such points or places along any of its lines of railway and lines operated by it or at points or places of call of any of its vessels, and may purchase, lease and hold the land

Hotels.

Parks.

land necessary for such purposes, and may carry on business in connection therewith for the comfort and convenience of the travelling public, and may lay out and manage parks and pleasure grounds upon the property of the Company and lease them from or give a lease thereof to any person, or contract with any person for their use, on such terms as the Company deems expedient.

Stock in other
companies.

10. The Company may acquire, hold and dispose of stock and bonds in any other company having power to carry on any business which the Company is empowered to engage in or carry on under section 9 of this Act, and also in any company having power to carry on the business of transportation by steamship and other vessels upon the inland lakes and rivers of Canada or between Canada and the United States; provided that such power shall be exercised only when authorized by a special general meeting of the Company called in the manner provided by section 41 of *The Railway Act*, at which meeting shareholders representing at least two-thirds in value of the shares of the Company are present or represented by proxy.

1888, c. 29,
and Acts in
schedule, to
apply.

11. The provisions of *The Railway Act*, and of the Acts and parts of Acts mentioned in the schedule to this Act, shall, except in so far as they are varied or amended by this Act, apply to the line of railway authorized by this Act.

Time for
completion
extended.

12. The time for completion of the railways and undertakings authorized to be constructed by the Acts and parts of Acts mentioned in the schedule to this Act, is extended for five years from the passing of this Act, otherwise the powers of construction granted by the said Acts shall cease and be null and void as respects so much of the said railways as then remains uncompleted.

SCHEDULE.

Acts and parts of Acts referred to in section 11.

Year and Chapter.	Title of Act.
Statutes of 1871, chapter 47, sections 7, 8, 9, 10, 11, 12, 16, 17.	An Act to incorporate the Montreal and City of Ottawa Junction Railway Company.
Statutes of 1872, chapter 83, sections 5, 15.	An Act to incorporate the Coteau and Province Line Railway and Bridge Company.
Statutes of 1877, chapter 61, the whole Act, except section 1.	An Act to amend the Coteau and Province Line Railway and Bridge Act.
Statutes of 1879, chapter 57, the whole Act, except section 5.	An Act to amend the Acts incorporating the Coteau and Province Line Railway and Bridge Company, and the Montreal and City of Ottawa Junction Railway Company, and amending Acts, and to amalgamate the said companies.
Statutes of 1886, chapter 72, the whole Act.	An Act to amend the Act incorporating the Canada Atlantic Railway Company.
Statutes of 1887, chapter 67, the whole Act.	An Act to further amend the Act incorporating the Canada Atlantic Railway Company.
Statutes of 1891, chapter 93, section 6.	An Act amalgamating the Ottawa and Parry Sound Railway Company and the Ottawa, Arnprior and Renfrew Railway Company under the name of "The Ottawa, Arnprior and Parry Sound Railway Company."
Statutes of 1892, chapter 33, section 5.	An Act respecting the Canada Atlantic Railway Company.
Statutes of 1896 (Second Session), chapter 8, the whole Act.	An Act amalgamating the Ottawa, Arnprior and Parry Sound Railway Company and the Parry Sound Colonization Railway Company under the name of the Ottawa, Arnprior and Parry Sound Railway Company.
Statutes of 1897, chapter 37, the whole Act.	An Act respecting the Canada Atlantic Railway Company.
Statutes of 1898, chapter 58, the whole Act.	An Act respecting the Canada Atlantic Railway Company.
Statutes of 1899, chapter 81, the whole Act, except section 8.	An Act to amalgamate the Ottawa, Arnprior and Parry Sound Railway Company and the Canada Atlantic Railway Company, under the name of the Canada Atlantic Railway Company.

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3 EDWARD VII.

CHAP. 91.

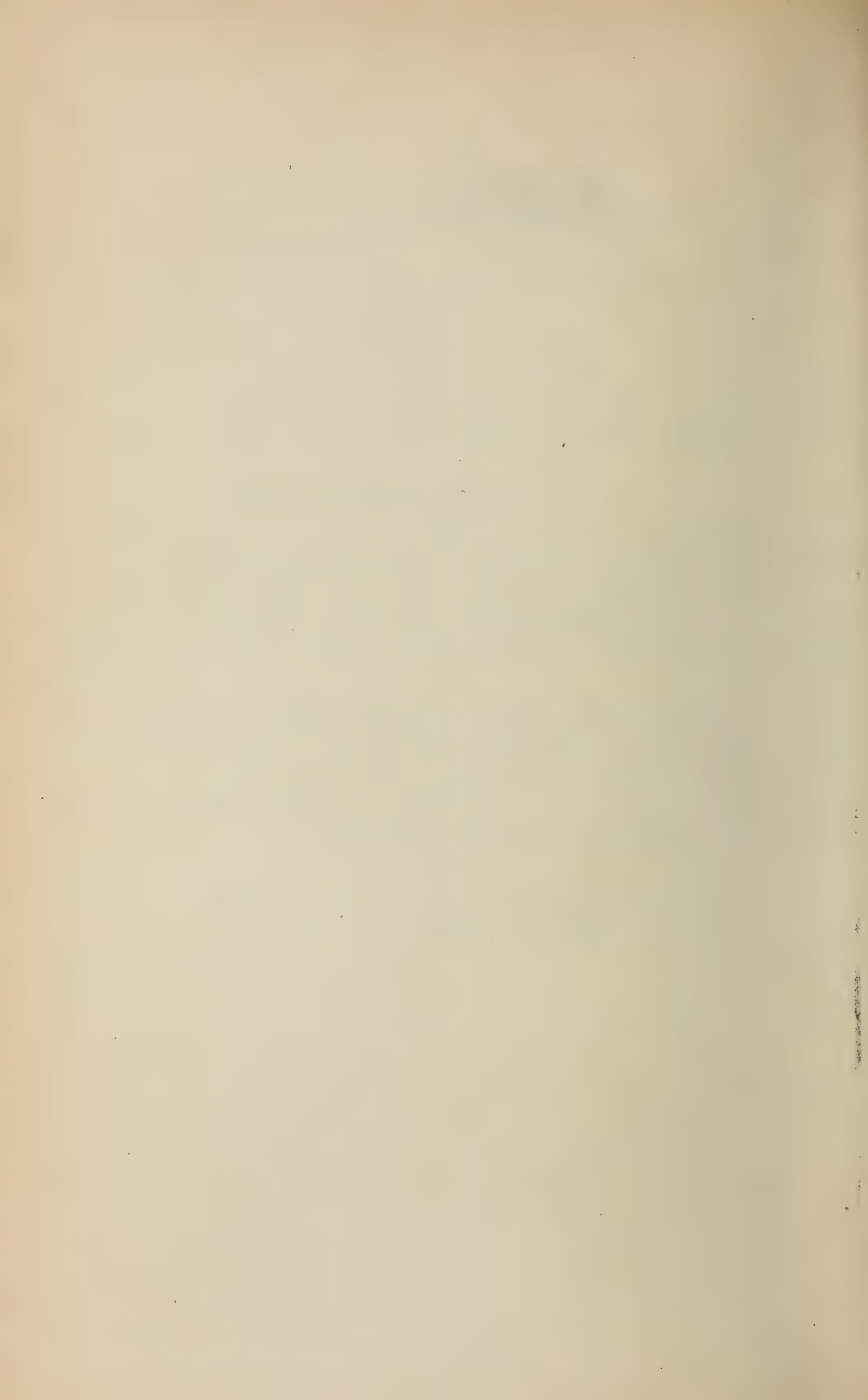
An Act respecting the Canada Central Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Canada Central Railway Company has, by Preamble. its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said 1902, c. 45. petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The Canada Central Railway Company may lay out, Line of railway described. construct and operate a continuation of its main line from Tête Jaune Cache, by way of the Thompson and Fraser River valleys to Vancouver or New Westminster, and may exercise, with regard to such line, all the powers and privileges given to the said Company by its Act of incorporation.

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3 EDWARD VII.

CHAP. 92.

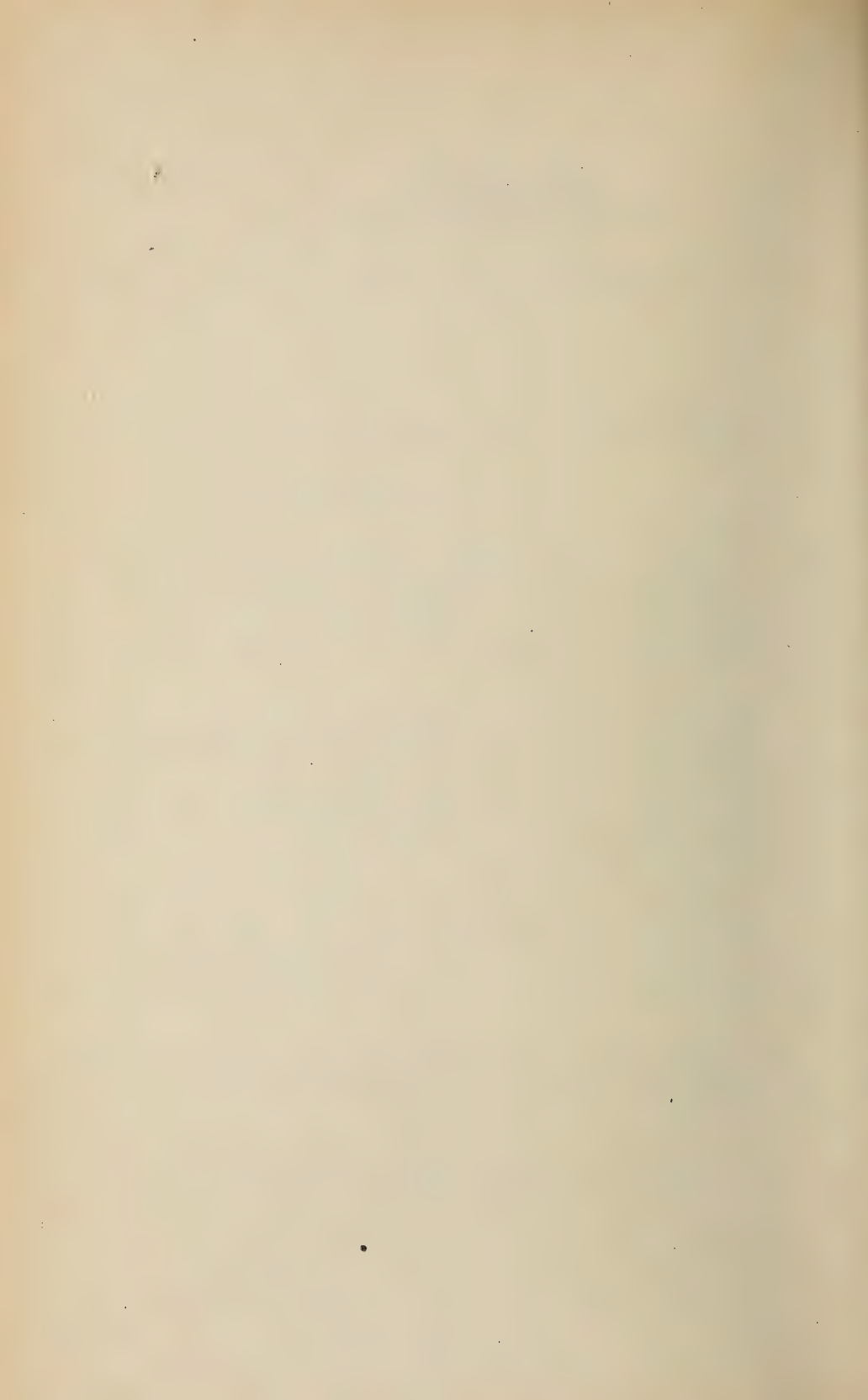
An Act respecting the Canada National Railway and Transport Company.

[Assented to 25th June, 1903.]

WHEREAS the Canada National Railway and Transport Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The times limited by section 89 of *The Railway Act* for commencing the construction of the railway, and for expending fifteen per cent of the amount of the capital stock, of the Canada National Railway and Transport Company are extended for two years from the twenty-second day of May, one thousand nine hundred and three, and the powers of constructing the said railway are revived and confirmed ; and if the said railway is not so commenced and such expenditure is not so made, or if the said railway is not completed within five years from the said date, then the powers of construction conferred upon the Company by Parliament shall cease and be null and void with respect to so much of the said railway as then remains uncompleted.

2. Section 4 of chapter 51 of the statutes of 1901 is amended by striking out the word "five" in the first line thereof and substituting therefor the word "one."





3 EDWARD VII.

CHAP. 93.

An Act respecting the Canada North-west Land Company, Limited.

[Assented to 25th June, 1903.]

WHEREAS the Canada North-west Land Company, Limited, has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble.
1893, c. 88.

1. Subsection 3 of section 4 of the Act incorporating the Canada North-west Land Company, Limited, hereinafter called “the Company,” is amended by inserting after the word “land” in the third line of the said subsection the words “or redeemed by repayment of capital.”

Section 4 amended.
Reduction of capital.

2. Subsection 1 of section 11 of the said Act is amended by striking out all the words of the said subsection after the word “year” in the ninth line thereof, and by substituting the following therefor :—“as the directors may from time to time determine, to the cancellation of preferred shares by purchase thereof at or under par, or by repayment of capital to the holders thereof by instalments, *pari passu*, and the capital of the Company and the par of the preferred shares shall, from time to time, be and be deemed to be reduced by the amounts so repaid.”

Section 11 amended.
Reserve fund to pay off preference shares.

3. Section 11 of the said Act is amended by adding thereto the following subsection :—

Section 11 amended.

“3. After the cancellation of the preference stock the board of directors may, from time to time, repay capital out of the funds of the Company to the holders of the common shares, *pari passu*, provided that no capital shall be repaid to holders of the common shares unless all liabilities of the Company be first fully paid.”

Repayment of capital.

Section 15
amended.
Cancellation
of shares.

4. Section 15 of the said Act is amended by inserting the words "purchased, redeemed or" after the word "be" in the second line thereof.

New section.

5. The said Act is amended by adding thereto the following section :—

Power to wind
up Company
and distribute
assets.

"21. At any time after all the lands of the Company have been sold, all liabilities of the Company being first fully paid and discharged, the shareholders of the Company may, at a special general meeting pass a resolution declaring that the Company be forthwith wound up, whereupon all the remaining assets of the Company shall forthwith be equally distributed among the shareholders in proportion to the amounts of their respective shares of the capital of the Company, and upon the completion of such distribution the Company shall be deemed to have been wound up, and shall forthwith cease to exist."

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 94.

An Act respecting the Canada Permanent and Western Canada Mortgage Corporation, and to change its name to the "Canada Permanent Mortgage Corporation."

[Assented to 25th June, 1903.]

WHEREAS the Canada Permanent and Western Canada Mortgage Corporation has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The name of the Canada Permanent and Western Canada Mortgage Corporation, hereinafter called "the Company," is changed to the "Canada Permanent Mortgage Corporation," but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Company, or in any wise affect any suit or proceeding now pending or judgment existing either by, or in favour of, or against the Company, which, notwithstanding such change in name, may be prosecuted, continued, completed and enforced as if this Act had not been passed. All contracts, mortgages, bonds, deeds and claims whatsoever in favour of or against the Company made in the name of the Canada Permanent and Western Canada Mortgage Corporation shall, in all respects whatsoever, stand, be binding and may be enforced by or against the Company in and under the name of the "Canada Permanent Mortgage Corporation," to the same extent and by the same means as if such change of name had not been made.

Name changed.
Existing rights saved.

2. Paragraph (b) of subsection 1 of section 6 of the Company's Act of incorporation is repealed, and the following is substituted therefor:—

1899, c. 101,
s. 6 amended.

"(b.) the debentures, bonds, fully paid up stocks and other securities and obligations of any Government or of any municipal, school or any other corporation, life insurance policies, annuities, bonds, etc."

Proviso.

annuities and endowments, but not including bills of exchange or promissory notes; provided that the Company shall not invest in debentures, bonds, stocks or other securities or obligations of any body corporate incorporated in Canada or elsewhere, to any further or greater extent than one-fifth of the paid up capital stock of any such company, nor shall the aggregate of such investments exceed seventy-five per cent of the paid up capital of the Company; and provided further that the Company shall not invest in or lend upon the security of the stock of any other loan company except as hereinafter authorized."

Proviso.

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3 EDWARD VII.

CHAP. 95.

An Act to incorporate the Canadian Industrial Corporation, Limited.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said peti-
tion: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. T. G. Procter, of Nelson, British Columbia; Edwin Incorporation.
Durant, of London, England; George H. Hinton, of Vancou-
ver, British Columbia; C. H. Mackintosh, of Vancouver,
British Columbia; Hon. J. N. Kirchhoffer, of Brandon, Mani-
toba; S. H. Fleming, of Ottawa, Ontario, and C. St. L. Mack-
intosh, of Rossland, British Columbia, together with such
persons as become shareholders in the company, are incor-
porated under the name of "Canadian Industrial Corporation, Corporate name.
Limited," hereinafter called "the Company."

2. The persons named in section 1 of this Act shall be the Provisional directors.
first or provisional directors of the Company, and they shall
have all the powers conferred upon the directors by this Act Powers.
or by *The Companies Clauses Act*.

2. Until otherwise ordered by by-law or resolution of the Meetings.
provisional directors, any four of them may call meetings of
the provisional directors at such place and at such times as
they determine, and the notices of such meetings shall be signed
by the provisional directors calling the same.

3. The first meeting of the provisional directors may be held First meeting.
either at the city of Vancouver, in the province of British
Columbia, or in the city of Ottawa, in the province of Ontario.

4. A majority of the provisional directors shall be a quo-
rum. Quorum.

3. The capital stock of the Company shall be one million Capital stock.
dollars, divided into shares of one hundred dollars each.

Increase of
capital.

2. After the whole of the capital stock of the Company has been issued and fifty per cent thereof has been paid up, the capital stock may be increased, from time to time, to an amount not exceeding five million dollars, by resolution of the shareholders approved of by the votes of the holders of at least two-thirds of the issued stock of the Company present or represented by proxy at a special general meeting of the shareholders, duly called for the purpose of considering such resolution, and such increased capital stock shall be issued, and may be held, subject to the same conditions, and dealt with in the same manner, as the original capital stock of the Company.

Head office.

4. The head office of the Company shall be in the city of Rossland, in the province of British Columbia, or in such other place in Canada as the directors from time to time determine by by-law.

Notice of
meetings.

5. All notices calling meetings of the provisional directors, directors or shareholders shall state the date and place of holding such meetings and shall be mailed by registered letter to the address of each of the other provisional directors, directors or shareholders as the case may be not less than ten days previously to the date of such meeting; and the mailing of such letter shall be sufficient notice of such meeting.

Directors
may act
notwithstand-
ing vacancies.

6. The directors and provisional directors of the Company may act notwithstanding any vacancy in their number; provided that if the number falls below four, they shall not, except for the purpose of filling vacancies, have power to act so long as the number is below the said minimum.

First general
meeting.

7. As soon as five hundred thousand dollars of the capital stock have been subscribed, and ten per cent thereof has been paid into some chartered bank in Canada to the credit of the Company, the provisional directors, or any four of them, may call a general meeting of the shareholders of the Company at such time as they determine, for the purpose of ratifying the by-laws of the Company, of electing directors, and of considering and determining upon any other business specified in the notice calling such meeting, and a notice in writing signed by any four of the provisional directors calling any such meeting, of the date and place of holding the same, mailed by registered letter to the address of each shareholder not less than thirty days previously shall be deemed sufficient notice of such meeting.

Annual
meeting.

8. The annual meeting of the shareholders shall be held on the first Wednesday in September in each year, at the head office of the Company, or at such other place in Canada as the shareholders determine by by-law.

9. The Company may—

(a.) carry on throughout Canada and elsewhere, the business of lumberers, timber merchants and manufacturers of timber and lumber in all its branches, and all other business incident thereto or connected therewith ;

Business of
Company.

Lumber.

(b.) carry on, throughout Canada and elsewhere, the business, in all its branches, of manufacturing pulp wood, pulp, paper and all other business incident thereto or connected therewith, including the manufacture of any articles of which wood forms a component part, and all products made from wood or wood materials ; also the business of general merchants, millers, common carriers, wharfingers, forwarders, warehousemen, shippers and vessel owners and operators, and may, for the said purposes, purchase, hold, lease, or otherwise acquire any timber areas, limits and licenses to cut timber, buildings, docks, works, boats, vessels, vehicles, goods, wares or merchandise and other property real and personal, movable and immovable ; and improve, extend, develop, lease, mortgage, exchange, sell, dispose of, turn to account or otherwise deal in and with the same ; and may establish stores, and shops on the said lands, and purchase and vend general merchandise, and may construct, charter, acquire and navigate steam and other vessels between any port and place in Canada and any other port or place in Canada or elsewhere ;

Pulp and
paper.

Merchants.

Carriers.

Vessels.

(c.) erect, acquire and operate saw mills and factories of all kinds, grist mills, flour mills, woollen mills, cotton mills and paper mills ; and buy, deal in and dispose of, the products of the said mills and factories in any form, and acquire materials of all kinds necessary for the manufacture of such products ;

Mills.

(d.) carry on the business of farming, stock raising and the manufacture of cereal foods ;

Farming.

(e.) acquire and operate mines, mineral and mining rights, and smelt, reduce, refine, amalgamate or otherwise manufacture and treat metals, minerals and ores, and dispose thereof, and generally carry on the business of manufacturing therefrom ;

Mining.

(f.) own, control and develop platinum, gold, copper, silver, lead, iron, cinnabar, cobalt, molybdenite mines ; and crush, smelt, amalgamate, reduce, treat and dispose thereof, and whether belonging to the Company or on behalf of others ;

Treat ores.

(g.) erect and operate smelters, quartz mills, lead and silver refineries, blast furnaces, Bessemer and open hearth steel plants, rolling mills, foundries, bridge construction and machine shops ; and carry on the business of engineers and contractors for the manufacture of iron and steel railway and highway bridges, ships, cars, buildings and other structures, and for the manufacture and sale of all classes of iron and steel products ;

Smelters.

Steel works.

Engineers.

Contractors.

(h.) produce, manufacture, supply and dispose of gas and electricity for the purposes of light, heat and motive power and any other purposes for which the same may be used, and construct, erect, maintain and operate works, poles and all other appliances necessary or useful for the production, sale and

Gas and
electricity.

distribution of electricity, pneumatic or chemical power, for the purposes of light, heat and power, and conduct, store, sell and supply electricity and pneumatic power, and with such pneumatic, electric or other conductors or chemical devices, conduct, convey, furnish or receive such electricity or power; provided that the Company shall not exercise the powers granted by this paragraph for the purpose of selling and disposing of gas, electricity and other agents for heat, light and motive power, or any other purpose for which the same may be used, until it has first obtained the consent and approval of the municipal council of the city, town, village or other local municipality or district within which the powers hereby given are to be exercised by the Company,—such consent to be by by-law, and to be on such terms and conditions as such by-law provides;

Proviso :
consent of
municipali-
ties.

Power to enter
on highway.

(i.) for the purpose of laying and maintaining its pipes and conduits for the conveyance of gas or other agent for heat, light and power, enter upon any highway, street, road allowance, square or other public place and open up the same, and supply gas and other agents through the said pipes and conduits; provided the Company shall not exercise the powers granted by this paragraph until it has first obtained the consent and approval of the municipal council of the city, town, village or other local municipality or district within which the powers hereby given are to be exercised by the Company,—such consent to be by by-law and to be on such terms and conditions as such by-law provides;

Approval of
municipality.

Water
powers.

(j.) acquire and operate water powers, manufacture and supply improvements in turbine wheels, and devices contributing propelling force either to mill machinery or water craft;

Preservatives
for timber.

(k.) manufacture and sell, either under letters patent or otherwise, preservatives for timber, lumber, steam and other vessels and all crafts subject to prolonged immersion in water;

Petroleum.

(l.) explore for petroleum, operate petroleum wells and dispose of the produce thereof;

Stone,
cement, etc.

(m.) develop, own and operate marble, slate, graphite, mica, cement and fire clay deposits, stone and lime quarries, and erect necessary works and buildings;

Mineral
springs.

(n.) acquire or lease mineral springs on Arrow Head Lake, British Columbia, containing deposits of lithia, and erect machinery for treating and preparing the same in various forms of public utility;

Chemicals.

(o.) manufacture calcium carbide and other chemical compounds, including high explosives for blasting; erect buildings and works for manufacturing brick, terra cotta, tiles, drain pipes and other products of an industrial nature;

Tiles, etc.

Roads and
tramways.

(p.) for the purpose of the Company's undertakings, construct or aid in and subscribe towards the construction, maintenance and improvement of roads, tramways operated by steam, electricity, pneumatic pressure and chemical agency, water power or other propelling force; telegraph and telephone lines, docks, piers, wharfs, viaducts, aqueducts, dams, flumes, ditches and

Telegraph
and telephone
lines.

such other buildings and works as are necessary and convenient and to the advantage of the Company; and, with the consent of the Governor in Council, and Lieutenant Governor in Council of the province in which the same are situated, erect bridges over navigable waters, adjacent to or connected with any of the Company's lands or properties;

Bridges.

(g.) buy, sell, deal in and assist in perfecting any industrial processes for which letters patent, trade marks or copyrights have been granted or applied for; and may act as agents for applicants for such letters patent, trade marks or copyrights; contract to test such inventions or discoveries and sell and establish agencies for the manufacture and sale thereof.

Industrial processes.

10. The directors may issue as paid-up stock shares of the capital stock of the Company in payment for any of the businesses, franchises, undertakings, powers, rights, privileges, letters patent, real estate, Crown granted properties, inventions, stocks, valuable assets and all other interests the Company may acquire by this Act or by law, and may, for such considerations, allot and hand over such shares to any such person or corporation, including its shareholders or its directors, and any such issue or allotment of stock shall be binding upon the Company, and such stock shall not be assessable for calls, nor shall the holder thereof be liable in any way thereon; or the Company may pay for the same wholly or partly in paid-up shares or wholly or partly in debentures, as may be agreed upon; provided that any allotment and issue of stock under authority of this section shall be approved by the holders of at least two-thirds in value of the capital stock of the Company already issued and held at the date of such issue or allotment.

Issue of paid-up stock.

11. The directors may, when authorized by a by-law for that purpose, approved of by the votes of holders of at least two-thirds in value of the issued stock of the Company, present or represented by proxy at a special general meeting called for considering such by-law, borrow from time to time, such sums of money, not exceeding the amount of the capital stock issued at the date of any such by-law as paid up or unassessable capital stock of the Company, as the shareholders deem necessary, and may, if thought advisable, issue bonds and debentures therefor, in sums of not less than one hundred dollars each, at such rate of interest and payable at such time and place and secured in such manner by a mortgage or otherwise, upon the whole or any portion of the property and undertakings and franchises of the Company as may be prescribed by such by-law or decided upon by the directors under the authority thereof, and the Company may make such provisions respecting the redemption of such securities as are deemed proper; and the directors, upon such authorization, may, without issuing debentures, secure the repayment of such loans by mortgage, hypothec or pledge upon such properties or assets of the Company as shall be indicated by the directors.

Borrowing powers.

Bonds and debentures.

Borrowing on
current
account and
negotiable
instruments.

2. In addition to the amounts which the Company, from time to time, may borrow, secured or unsecured as aforesaid, the Company may borrow on current account or on promissory notes or other negotiable instruments, such further sums as the directors decide are required for the operations of the Company or for the acquisition of its properties or assets.

Aid to
Company.

12. The Company may receive, either by grant from any Government or person, as aid in the construction of or for carrying on any of the works or operations authorized by this Act, any lands, properties, franchises, sums of money or debentures as gifts or by way of bonus or otherwise, and may dispose thereof and may alienate the same in promoting any of the affairs, businesses and operations of the Company, and the Company may receive exemptions from taxation and all other exemptions which may be granted by municipal or other authorities by by-law, resolution or otherwise and which may by law be granted by such municipality.

1899, c. 37, s. 1
to apply.

13. Subsection 2 of section 90 of *The Railway Act* shall apply to the Company.

R.S.C., c. 118.

14. Section 18 of *The Companies Clauses Act* shall not apply to the Company.

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3 EDWARD VII.

CHAP. 96.

An Act respecting the Canadian North-west Irrigation Company.

[Assented to 25th June, 1903.]

WHEREAS the Canadian North-west Irrigation Company Preamble.
has, by its petition, prayed that it be enacted as herein-
after set forth, and it is expedient to grant the prayer of the
said petition : Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
enacts as follows :—

1. Section 2 of chapter 93 of the statutes of 1899 is repealed, 1899, c. 93,
new s. 2.
and the following is substituted therefor :—

"2. The head office of the Company shall be in the city of Head office.
Montreal."

2. Section 4 of chapter 69 of the statutes of 1893 is repealed, 1893, c. 69.
new s. 4.
and the following is substituted therefor :—

"4. The capital stock of the Company shall be two million Capital stock.
five hundred thousand dollars, divided into shares of one
hundred dollars each, and may, with the approval of the
Governor in Council, be increased, from time to time, to any
amount, if such increase is sanctioned by a vote of the share-
holders who hold at least two-thirds in amount of the sub-
scribed stock of the Company present or represented by proxy
at a meeting expressly called by the directors for that purpose
by a notice in writing to each shareholder, delivered to him
personally, or properly directed to him and deposited in the
post office at least twenty days previously to such meeting,
stating the time, place and object of such meeting, and the
amount of the proposed increase ; and the proceedings of such
meeting shall be entered in the minutes of the proceedings of
the Company, and thereupon the capital stock may, with such
approval, be increased to the amount sanctioned by such
vote."

3. Section 7 of chapter 69 of the statutes of 1893 is re- Section 7
repealed.
pealed.

Powers.

Supply of
water.

4. The Company may, for the purpose of supplying water for domestic, irrigation, power and other purposes, excavate, construct, maintain and operate canals, reservoirs and other works in that portion of the North-west Territories lying south of the fiftieth parallel of latitude, and west of the one hundred and tenth degree of longitude west of Greenwich.

Power to
acquire land.

5. The Company may acquire and dispose of lands in the district within which the Company is authorized to operate, provided that the total quantity of land to be held by the Company at any one time shall not exceed two thousand square miles.

Expropriation
of lands.

6. Lands required for the works and reservoirs of the Company, as shown by the maps and plans from time to time filed with the Commissioner of Public Works of the North-west Territories, or such officer as the Minister of the Interior may from time to time designate, in whomsoever they are vested, whether in the Crown, or in any person whomsoever, or any interest in or right or privilege with regard to such land which is so required, may be taken and acquired by the Company; and to this end all the provisions of *The Railway Act*, which, and so far as they are applicable to such taking and acquisition, shall apply as if they were included in this Act, the Minister of the Interior and the Department of the Interior being substituted for the Minister of Railways and Canals and the Department of Railways and Canals, respectively, wherever in the provisions of the said Act the latter Minister and Department are referred to; provided that the Minister of the Interior may impose such terms and conditions as he thinks proper in the public interest, in connection with the acquisition under this section of any lands which are vested in any person, or of any interest in such lands, or any right or privilege affecting such lands, and duplicates of the maps and plans shall be registered in the land titles office for the registration district within which the lands affected by such surveys are situated.

1888, c. 29.

Compensation
for damages.

2. All the provisions of *The Railway Act* which are applicable shall in like manner apply to fixing the amount of and the payment of compensation for damages to lands arising out of the construction or maintenance of the works of the Company or the exercise of any of the powers granted to the Company under this Act, or any other Act relating to the Company.

Settlement
of disputes.

3. The Minister of the Interior or such officer as he may designate shall, in case of dispute, be the sole arbiter as to the area of land which may be taken by the Company without the consent of the owners for any purpose, in connection with the construction and maintenance of the Company's works and reservoirs.

7. The Company, subject to the provisions of sections 47 and 51 of *The North-west Irrigation Act*, 1898, may draw from rivers and other waters, the waters necessary for the purposes of the Company, and which it may be authorized to divert under *The North-west Irrigation Act*, 1898, and may enter into contracts, by lease or otherwise, for the supply of water for domestic, irrigation or other purposes, to any municipality, corporation or individual; and may collect such rates or charges for water so supplied, either for permanent lease or annual rental, as are from time to time fixed by by-law of the Company in accordance with the provisions of the said Act.

Acquiring and supplying of water.

8. Section 11 of chapter 69 of the statutes of 1893 is repealed, and it is enacted that the Company shall not commence or proceed with any of its works until it has filed with the Commissioner of Public Works of the North-west Territories, a memorial and accompanying plans similar to those required to be filed by applicants for licenses under the provisions of *The North-west Irrigation Act*, 1898, and has given all necessary notices, and such plans have been approved by the Minister of the Interior or such person as he may designate, and no such plan shall be altered or deviated from, and no deviations therefrom shall be allowed except by permission of the Minister of the Interior or such person as he may designate.

1893, c. 69, s. 11 repealed.

Plans to be filed before work commenced.

9. Sections 12 and 14 of chapter 69 of the statutes of 1893 are repealed.

Sections 12 and 14 repealed.

10. The time limited by the Acts relating to the Company for the completion of its works is extended until the first day of May, nineteen hundred and sixteen, and if the work is not completed within that time the powers granted for the construction thereof shall cease and be null and void as respects so much of the works as then remains uncompleted.

Time for construction extended.

11. The Company may acquire the stock, shares, bonds or other evidences of indebtedness created by other companies empowered to carry on business in the district within which the Company is authorized to operate, and may distribute them among its shareholders.

Power to acquire interest in other companies.

12. The provisions of *The North-west Irrigation Act*, 1898, which relate to the right to use and store water, the construction of works, and the power to take land so far as applicable, and when not inconsistent with this Act, shall apply to the Company and its undertaking, and any authorizations for the diversion of water or other privileges granted to or secured by the Company under the provisions of the said Irrigation Act are confirmed.

1898, c. 35 to apply.

1899, c. 93,
news. 4.

Directors.

13. Section 4 of chapter 93 of the statutes of 1899 is repealed, and the following is substituted therefor:—

“**4.** The board of directors shall consist of five members, of whom three shall form a quorum, and the number of directors may, from time to time, be increased or reduced as the shareholders determine by resolution passed at an annual meeting or at a special meeting called for the purpose.”

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 97.

An Act respecting the Canadian Northern Railway Company.

[Assented to 25th June, 1900.]

WHEREAS the Canadian Northern Railway Company has, Preamble.
by its petition, prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
declares and enacts as follows:—

1. The Canadian Northern Railway Company, hereinafter
called “the Company,” may lay out, construct and operate Power to
construct lines
of railway.
the following lines of railway of the gauge of four feet eight
and one-half inches, namely:—

(a.) from a point on the Company’s line at or near Sperling,
in Manitoba, thence in a generally southerly and easterly
direction to a point at or near Morris, thence to a point on the
Company’s line between Ste. Anne and the southern boundary
of the province of Manitoba;

(b.) from a point on the Manitoba Railway Company’s line
at or near Hartney in Manitoba, thence in a generally north-
erly and westerly direction to a point at or near Regina;

(c.) from a point on the Company’s line at or near Swan
River in Manitoba, thence along the Swan River valley and
in a generally westerly direction to a point on the Company’s
authorized line at or near the crossing by that line of the
Saskatchewan River;

(d.) from a point on the Company’s authorized line at or
near or west of Battleford, thence in a generally westerly
direction to a point on the Brazeau River, in the district of
Alberta;

(e.) from a point on the Company’s authorized line or on
the authorized line of the Edmonton, Yukon and Pacific
Railway, west of Edmonton, thence in a generally westerly
and southerly direction, to a point at or near Rocky Mountain
House in the district of Alberta;

(f.)

(f.) from a point on the authorized line of the Morden and North-western Railway between Neepawa and the westerly boundary of Manitoba, thence in a generally north-westerly direction to a point on the Company's authorized line between Grandview and Battleford ;

(g.) from a point on the Edmonton, Yukon and Pacific Railway Company's line at or near Strathcona, thence in a generally easterly direction to a point on the Company's authorized line, not exceeding sixty miles.

Location to be approved by Governor in Council.

2. Before commencing the construction of the lines above mentioned the location thereof shall first be approved by the Governor in Council.

Times for construction of certain lines limited.

2. The Company may construct and put in operation the lines hereby authorized, and so much of its lines in Manitoba and the North-west Territories as lie south of the Saskatchewan River, within five years from the passing of this Act, and may construct and put in operation so much of its lines as lie north of the Saskatchewan River within five years from the passing of this Act, and if the said lines and portions of lines respectively are not commenced within two years from the passing of this Act and completed within the said times respectively, the powers of the Company with respect to the construction thereof respectively shall cease and be null and void as respects so much of the said lines and portions of lines respectively as then remains uncompleted.

Agreement with Western Extension Railway Co. Man., 1903, c. 67.

3. The Company may enter into an agreement with the Western Extension Railway Company (which has been authorized in that behalf by chapter 67 of the statutes of the province of Manitoba of 1903) for amalgamation with that company under the name of The Canadian Northern Railway Company, or may purchase by agreement of sale from that company, on such terms as may be agreed on, its undertakings, rights, franchises, lines, assets and properties, real and personal.

Provisions of amalgamation agreement.

4. The agreement for amalgamation may prescribe the terms and conditions of the amalgamation, and may provide for the mode of carrying it into effect, the mode of converting the capital stock of each company into that of the amalgamated company, and such other and additional terms and conditions as may be necessary or convenient for perfecting the new organization and the management and working thereof.

Approval of shareholders and Governor in Council.

5. Any agreement made under section 3 of this Act shall be submitted to the shareholders of each of the companies parties thereto at the annual meeting or at a special general meeting of each company called for the purpose of considering such agreement, at each of which meetings shareholders representing at least two-thirds in value of the capital stock of such company are present or represented by proxy ; and if such

agreement be accepted and approved by resolution passed by two-thirds of the votes of the shareholders so present or represented by proxy, it may be executed and delivered and an application may be made to the Governor in Council for an order approving thereof, and upon such order being made, such agreement shall be valid and binding according to its terms, and may be acted upon and carried out.

6. Unless an agreement made under section 3 of this Act has been approved by every shareholder in each company party thereto, the sanction of the Governor in Council shall not be signified until after notice of the proposed application for the said Order in Council has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Western Extension Railway Company runs, and in which a newspaper is published.

Notice of
application
for sanction.

7. Upon the agreement of amalgamation being accepted and approved and executed and delivered as aforesaid, and the said Order in Council being made, the Canadian Northern Railway Company, as amalgamated, shall possess and be vested with all the powers, franchises, privileges, assets, rights, credits, effects, and properties, real, personal and mixed, of whatever kind and wherever situated, belonging to, possessed by or vested in the companies parties to the said agreement or either of them, or to which they or either of them may be or become entitled.

Powers of
amalgamated
company.

8. A duplicate of any agreement made under section 3 of this Act shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and after the approval of the Governor in Council has been given, notice thereof shall be given by the Canadian Northern Railway Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this Act having been complied with.

Agreement to
be filed with
Secretary of
State.

9. Nothing in any agreement made under section 3 of this Act, or done in pursuance thereof shall take away or prejudice any claim, demand, right, security, cause of action, complaint or contract which any person has against or with either of the companies parties to such agreement, nor shall it relieve such company from any claim, demand, right, security, cause of action, complaint or contract, or from the payment or performance of any existing debt, liability, obligation, contract or duty.

Existing
rights not
affected.

10. No pending or future claim, action or proceeding by or against either of the said companies shall abate or be affected by such amalgamation, but for all the purposes of

Existing
claims not
to abate.

such claim, action or proceeding the amalgamated company may be substituted therein.

Bond issue.

1902, c. 50, s. 4.

Purchase of
bonds of other
companies.

Declaratory
as to power
to issue
perpetual
debenture
stock.

11. The amount of bonds, debentures and other securities which the amalgamated company may issue shall be the same as, and no greater than the amount which, the Canadian Northern Railway Company, prior to such amalgamation, might issue, viz., at the rate of twenty thousand dollars per mile of railway, and as authorized by section 4 of chapter 50 of the statutes of 1902, including any bonds, debentures or other securities, if any, issued by the company mentioned in section 3 of this Act; but with respect to its lines from Edmonton to the Pacific Coast and its lines in British Columbia the rate may be thirty-five thousand dollars per mile; and the Company may purchase or otherwise acquire shares, bonds or other securities issued by any railway company with which it may have power to amalgamate or whose lines it may have power to lease or purchase.

12. For the removal of doubts, it is hereby declared that the power to issue bonds, debentures and other securities now possessed by the Company includes the power to issue perpetual debenture stock in multiples of one pound sterling or five dollars.

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3 EDWARD VII.

CHAP. 98.

An Act respecting the Canadian Pacific Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Canadian Pacific Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The Canadian Pacific Railway Company, hereinafter called “the Company,” being first authorized so to do by the votes of at least two-thirds of the shareholders present or represented at an annual meeting, or at a special meeting of shareholders duly called for the purpose, may, from time to time, issue consolidated debenture stock in lieu of bonds which the Company is authorized to issue, and to the same amount, and for the purpose of satisfying or acquiring bonds of the Company the issue of which has been authorized by the Parliament of Canada. The annual charge by way of interest upon the consolidated debenture stock so to be issued for the satisfaction or acquisition of bonds shall not exceed that borne by the bonds so to be satisfied or acquired.

Power to issue consolidated debenture stock in lieu of bonds.

2. The said consolidated debenture stock may be made payable either in Canadian currency or in sterling money of Great Britain, and may bear interest at a rate not exceeding four per cent per annum.

Currency of issue and rate of interest.

3. The proceeds of the sale of consolidated debenture stock authorized by this Act to be issued in lieu of bonds, shall be used exclusively for the respective purposes for which the bonds in lieu of which such stock is issued would have been issued, and the proceeds of the sale of consolidated debenture stock authorized by this Act to be issued for the satisfaction or acquisition of bonds shall be used exclusively for the purpose of satisfying or acquiring the bonds in respect of which the same has been issued.

Application of proceeds of sale of stock.

Holders of all consolidated debenture stock to rank *pari passu*.

4. The holders of consolidated debenture stock issued under authority of this Act shall have equal rights in all respects, and shall rank *pari passu*, with holders of consolidated debenture stock issued, or to be issued, under any previous Acts relating to the Company.

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3 EDWARD VII.

CHAP. 99.

An Act respecting the Canadian Steel Company.

[Assented to 25th June, 1903.]

WHEREAS the Canadian Steel Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows:—

Preamble.

1. Section 4 of chapter 94 of the statutes of 1900 is repealed, and the following is substituted therefor:—

1900, c. 94,
new s. 4.

“4. The capital stock of the Company shall be four million dollars, divided into shares of one hundred dollars each, of which ten thousand may be issued as preference shares and thirty thousand as ordinary shares, and, except as otherwise provided in this Act, every share shall be deemed to have been issued and to be held subject to the payment of the whole amount thereof in cash.

Capital stock.

“2. The preference shares shall have the special incidents and privileges defined by the following paragraphs, that is to say:—

Preference stock.

“(a.) The profits of each year shall be first applied to pay cumulative preferential dividends at the rate of seven per cent per annum.

“(b.) The residue of surplus profits applicable for dividend in each year shall be divided among the holders of the ordinary shares.

“(c.) Nothing herein contained shall prejudice or limit the powers or discretion of the directors as to the times or mode of application and distribution of profits, or as to the setting aside of profits for a reserve fund and depreciation accounts.”

2. The directors may, at any time after the whole of the capital stock of the Company has been subscribed and fifty per cent paid in thereon, make a by-law for increasing the capital stock of the Company to any amount which they consider requisite

Increase of capital by by-law.

requisite for the due carrying out of the objects of the Company.

Terms of
by-law.

2. Such by-law shall declare the number of the shares of the new stock, and may prescribe the manner in which they shall be allotted, and in default of its so doing the control of such allotment shall vest absolutely in the directors.

Approval of
shareholders.

3. No by-law for increasing the capital stock of the Company shall have any force until it is approved by the votes of shareholders representing at least two-thirds in value of all the subscribed stock of the Company, at a special general meeting of the Company duly called for considering it.

Section 12
repealed.

3. Section 12 of the said Act is repealed.

Act to expire
by non-user.

4. The powers granted to the Canadian Steel Company by the said Act are revived and declared to be in force, but the said powers shall cease to be in force by non-user for three consecutive years, or if the said Company does not go into actual operation within three years from the passing of this Act.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 100.

An Act to incorporate the Canadian Telephone and Telegraph Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. George J. Stegmaier and Christopher J. Stegmaier, both Incorporation.
of the city of Wilkesbarre, in the state of Pennsylvania, one
of the United States, and Frederick Warnke, Jacob W.
Warnke, Charles Robinson, John A. Mears, James R. Mears,
and Walter L. Schlager, all of the city of Scranton, in the
state of Pennsylvania, and Francis Joseph Leonard of the
city of Philadelphia, in the state of Pennsylvania, J. Harry
Bryden, of the city of Pittson, in the state of Pennsylvania ;
William Herbert McCormick, of the town of Orillia, in the
county of Simcoe, and John Culbert, of the town of Brock-
ville, in the county of Leeds, in the province of Ontario ;
Rufus Henry Pope, of Cookshire, in the province of Quebec ;
William F. McCreary, of the city of Winnipeg, in the province
of Manitoba ; Frederick Augustus Heney, of the township of
Nepean, in the county of Carleton, in the province of Ontario ;
George William Fowler, of the town of Sussex, in the pro-
vince of New Brunswick ; George Eldon Kidd and John
Thompson, both of the city of Ottawa, in the said county of
Carleton ; Rodolphe Lemieux and Robert Bickerdike, both of
the city of Montreal ; together with such persons as become
shareholders in the company are incorporated under the name
of “The Canadian Telephone and Telegraph Company,” Corporate name.
hereinafter called “the Company.”

2. The said Charles Robinson, James R. Mears, Frederick Provisional directors.
Warnke, Frank J. Leonard, Rufus Henry Pope, William F.
McCreary, Frederick Augustus Heney, George William

Powers.

Fowler, John Thompson and Geo. E. Kidd, are constituted the first or provisional directors of the Company, of whom a majority shall be a quorum, and they may forthwith open stock books and procure subscriptions of stock, and receive payments on account of stock subscribed, and carry on the business of the Company, and shall deposit in a chartered bank in Canada all moneys received by them on account of the stock subscribed, which moneys shall not be withdrawn except for the purposes of the undertaking or upon the dissolution of the Company for any cause whatsoever.

Capital stock.

3. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each. Such capital stock shall be issued in whole or in part as the directors determine, and may be called up from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Head office.

4. The head office of the Company shall be in the city of Ottawa, in the county of Carleton, in the province of Ontario, or at such other place in Canada as the Company may from time to time determine by by-law.

Service of process.

2. The service of any process or notice upon the chief officer or manager of the Company in Canada at any office where it carries on business in Canada, or upon the person then in charge of such office, shall be good service and shall bind the Company.

First general meeting.

5. So soon as one hundred thousand dollars of the capital stock has been subscribed and allotted and twenty-five per cent thereof paid into some chartered bank in Canada, the provisional directors shall call a meeting of the shareholders for the election of a board of directors, and for the transaction of such other business as may be transacted at the annual general meeting of the Company.

Notice of meeting.

2. Notice of such meeting shall be sufficiently given by mailing the notice, postage prepaid, to the last known post office address of each shareholder at least ten days previous to the date of such meeting.

Annual meeting.

6. The annual general meeting of the shareholders shall be held on the first Wednesday in February in each year.

Election of directors.

7. At each annual meeting the shareholders present or represented by proxy, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Business of Company.
Telephone and telegraph lines.

8. The Company may—

(a.) construct, maintain, acquire by purchase, lease or otherwise, and operate lines of electric telephone and telegraph by means of cables, poles and conduits through any waters, and

over-head or under-ground from and to any place in Canada, provided that such cables or lines shall be so constructed as not to interfere with or interrupt the navigation of any navigable water ;

(b.) construct, maintain and operate branch lines and extensions of its electric telephone and telegraph lines from its main or trunk line to any place in Canada ; Branch lines.

(c.) acquire by purchase, lease or charter, steam and other vessels, implements, machinery and plant required for the laying, construction, maintenance and operation of such cables, conduits and lines ; Vessels and machinery.

(d.) construct, lay, erect, maintain and operate all such cables, works, structures, apparatus, poles, wires, appliances, materials, supplies and machinery as may be used in any way in connection with its business ; Erection of works.

(e.) acquire, manufacture, lease, deal in and sell all such apparatus, poles, cables, wires, telephone and telegraph instruments and electrical or magnetic instruments, appliances, materials, supplies and machinery as are or may be used in any way in connection with its business, and dispose thereof ; Supply apparatus.

(f.) acquire, use and dispose of any franchises other than the Bell Telephone Company of Canada, inventions, letters patent of invention, or the right to use any inventions in any way connected with or appertaining to its business ; Patent rights.

(g.) acquire shares in the capital stock or debentures of other companies, other than the Bell Telephone Company of Canada, possessing powers similar to those of the Company, as the consideration for goods, wares or merchandise sold to such other companies in the ordinary course of business ; Shares in other companies.

(h.) establish offices for the transmission and reception of messages. Offices.

9. The Company may, for the purpose of operating its lines or exchanging and transmitting messages, enter into contracts with any companies having telegraph or telephone powers in Canada or in any country adjacent thereto, and may connect its own lines with the lines of such companies. Agreements with other companies.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time, and the Company or any interested municipality may, from time to time, apply for and be heard upon such revisions. Rates and charges.

3. In the case of any such application the Governor in Council may commission or empower any judge of the Supreme Court or Exchequer Court of Canada, or of any superior court in any province of Canada, to inquire in a summary way into and report to the Governor in Council whether such increase or diminution should be made, and as to the expenses incurred in and about the application and inquiry. Governor in Council may order inquiry by a judge.

Expenses.

4. The Governor in Council may order the whole or any part of such expenses to be borne by the municipality or by the Company.

Powers of judge.

5. The judge may compel the attendance of witnesses and examine them under oath and require the production of books and papers, and shall have such other necessary powers as are conferred upon him by the Governor in Council for the purposes of such inquiry.

Enforcement of orders.

6. Any order made under this Act by the Governor in Council may be made an order of the Exchequer Court of Canada or of any superior court of any province of Canada, and shall be enforced in like manner as any rule or order of such court.

Interpretation.

10. The word "rates" in this Act shall apply to all rates charged for the rental or use of telephones and telephone service, and also to charges for messages from any person in one municipality to any other person in another municipality, commonly known as long distance messages.

"Rates."

Amalgamation with Bell Telephone Co. prohibited.

11. The Company shall not, nor shall any company with which it may become amalgamated, nor shall any of the branch lines thereof, or any line of telephone or telegraph leased by the Company, or amalgamated company, or under its control, be at any time amalgamated with the Bell Telephone Company of Canada, or any of its branch lines, or with any branch lines leased by the Bell Telephone Company of Canada, or under its control; and such amalgamation and any arrangement for making a common fund or pooling the earnings or receipts of the said two companies, or their or any of their branch lines, or of any telephone or telegraph lines or parts thereof, leased by the said companies, or either of them, shall be absolutely void.

As to transactions with Bell Telephone Co.

12. The Company shall not sell, dispose of, or transfer any of its stock, or its charter, or franchises to the Bell Telephone Company of Canada, nor shall the Company purchase or acquire or accept the transfer of any of the stock of the Bell Telephone Company of Canada or its assigns.

Telephone service to be furnished upon application.

13. Upon the application of any person, firm or corporation within a city, town, village or other territory in which a service is given and where a telephone is required for any lawful purpose the Company shall, with all reasonable despatch, furnish telephone instruments, and a proper and sufficient telephone service of the latest improved design in use in cities, towns, incorporated villages or townships of the same or about the same size as the place within which the person, firm or corporation making such application resides, for any and all premises fronting upon or within one thousand feet of any highway, street, lane or other public communication or place, along, over, under, or upon which the Company has a main

or branch telephone service or system, upon tender or payment of all proper charges and upon payment of rates semi-annually in advance.

14. The Company may, for the purposes of its undertaking, ^{Electricity.} erect, use and carry on works for the generation, transmission and distribution of electric power and energy.

15. If authorized by by-law sanctioned by a vote of not less ^{Borrowing} than two-thirds in value of the subscribed stock of the Com- ^{powers.} pany represented at a general meeting duly called for considering the by-law, the directors may from time to time—

(a.) borrow money upon the credit of the Company ;

(b.) limit or increase the amount to be borrowed ;

(c.) issue bonds, debentures, or other securities of the Company and pledge or sell the same for such sums and at such prices, as may be deemed expedient ; but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each ;

(d.) hypothecate, mortgage or pledge the real or personal property of the Company, or both, to secure any such bonds, debentures or other securities, and any money borrowed for the purposes of the Company ;

(e.) call in and retire at least fifty per cent of the shares of the stock held by the respective stockholders of the Company and pay therefor in bonds or the proceeds of bonds issued for the purposes of the Company. Provided that nothing in this section contained, or done in pursuance thereof, shall affect or impair the rights of creditors of the Company.

16. Sections 18 and 39 of *The Companies Clauses Act* ^{R.S.C., c. 118.} shall not apply to the Company, and it shall not be necessary that directors of the Company shall be resident in Canada or subjects of His Majesty, provided however there shall be at all ^{Directors.} times at least three directors who shall be residents of Canada.

17. *The Electric Telegraph Companies Act* shall apply to ^{R.S.C., c. 132,} the Company. ^{to apply.}

18. No right, except as provided for in subsection 2 hereof, hereby or by *The Electric Telegraph Companies Act* conferred, shall be exercised without the consent of and upon the terms ^{Approval of} to be agreed upon with the council of a city, town, incorporated ^{municipality} village or township, or with the municipality of a county ^{before exercise} within which it is proposed to exercise such right, and every ^{of rights.} such right, except so far as provided by the said consent and agreement, shall be subject to and controlled by all general by-laws and regulations of the city, town, incorporated village, township, or the municipality of a county, whether passed prior to or subsequent to this Act.

2. Provided that the Company shall have the right to one ^{Exclusive long} exclusively long distance conduit or pole line or service in, ^{distance line.} through,

through, or across any city, town, incorporated village or township, subject to the said general by-laws and regulations, and to the location of the line or service in a direct practicable route, and of the conduit or poles for carrying such line or service by the municipal council, or such officer as it may appoint, and subject to such line or service being placed under ground in cities if so required by the council thereof by any general by-laws relating to electric companies.

Interpreta-
tion.

"Long
distance line."

Arbitration
of disputes.

3. A long distance line or service shall mean any trunk line or service connecting a central exchange or office in a city, town, incorporated village or township with a central exchange or office or with central exchanges or offices in another or other cities, towns, incorporated villages or townships. All matters in dispute relating to such long distance line or service shall be referred to arbitration, and the Company and the opposite party shall each choose an arbitrator, and the said arbitrators shall choose a third, and the decision on the matter in difference of any two of such arbitrators in writing shall be final; and if the said opposite party or the Company neglects or refuses to appoint an arbitrator within four days after notice in writing, and upon proof of service of such notice, or if such two arbitrators, when duly chosen, disagree in the choice of a third arbitrator, then and in any such case the Minister of Public Works may appoint any such arbitrator, or such third arbitrator, as the case may be, and the arbitrator so appointed shall possess the same power as if chosen in the manner above provided.

Certain
provisions of
Railway Act
to apply to
Company.

4. All maintenance and construction, and all works of the Company under the provisions of this Act, or *The Electric Telegraph Companies Act*, shall be subject to the provisions of paragraphs (a) to (j), both inclusive, of section 90 of *The Railway Act* as enacted by chapter 37 of the statutes of 1899, and such provisions are hereby made applicable to all work, maintenance, construction and operation under this Act.

Discrimina-
tion in rates
prohibited.

19. The Company shall not, in fixing any toll or rate under like conditions and circumstances, make an unjust or partial discrimination between different localities, corporations or persons. And the Company shall not make or give any secret or special toll, rate, rebate, drawback or concession or undue preference, and for every violation of the provisions of this section the Company shall be liable to a penalty not exceeding one hundred dollars.

Order of
transmission
of messages.

20. The Company shall transmit all messages in the order in which they are received, and assign the service of its lines to customers in the order in which such customers apply for service, and the Company shall be liable to a penalty not exceeding one hundred dollars for any violation of the provisions of this section.

Penalty.

21. The Company shall be liable for all damage or injury caused by the construction, maintenance and operation of its works. Liability for damages.

22. The Company may enter into agreements or arrangements with any other telephone or telegraph company now or hereafter incorporated for the transmission or forwarding of the messages or despatches of such other company, or of the subscribers to or users thereof, upon the lines of, or by the Company to the place of destination of such messages or despatches, and for a division or apportionment of the tolls or rates in respect of such transmission or forwarding. Agreements with another company for transmission of messages.

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3 EDWARD VII.

CHAP. 101.

An Act to incorporate the Canadian Transportation and Storage Company.

[Assented to 24th October, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. Frederic Nicholls, William Mackenzie, Henry M. Pellatt, and A. Angstrom, all of the city of Toronto, Archibald Campbell, of Toronto Junction, and Donald McGillivray and DeWitt Carter, both of the village of Port Colborne, in the county of Welland, together with such persons as become shareholders in the company, are incorporated under the name of "The Canadian Transportation and Storage Company," hereinafter called "the Company." Incorporation.
Corporate name.

2. The persons named in section 1 of this Act are constituted the first or provisional directors of the Company, and they shall have all the powers which are conferred upon directors of the Company elected by the shareholders. Provisional directors.

2. Four provisional directors shall be a quorum. Quorum.

3. The provisional directors shall deposit in a chartered bank in Canada all moneys received by them on account of the Company, and shall withdraw the same for the purposes of the Company only. Deposit of moneys.

3. The capital stock of the Company shall be two million dollars, divided into shares of one hundred dollars each, and may be called up by the directors from time to time as they deem necessary. Capital stock

2. The directors may, after the whole capital stock has been subscribed, and fifty per cent paid thereon in cash, increase the amount of the capital stock at any time, to an amount not Increase of capital.

Approval of
shareholders.

exceeding five million dollars; but the stock shall not be increased until the resolution of the board of directors authorizing the increase has first been submitted to and confirmed by two-thirds in value of the shareholders present or represented at a special general meeting of the shareholders duly called for that purpose.

Head office.

4. The head office of the Company shall be in the city of Toronto, in the province of Ontario, or such other place in Canada as is determined by by-law.

First general
meeting of
Company.

5. So soon as twenty per cent of the amount of the capital stock has been subscribed, and twenty per cent on such subscribed stock paid into one of the chartered banks in Canada, the provisional directors, or a majority of them, shall call a general meeting of the shareholders to be held at the head office of the Company, for the purpose of electing directors of the Company, and of transacting any other business specified in the notice calling such meeting.

Notice of
meeting.

2. Notice in writing, signed by or on behalf of the provisional directors, or a majority of them calling such meeting, of the date and place of holding the same, mailed, postage prepaid, to the post office address of each shareholder not less than fifteen days previous to the calling of such meeting shall be sufficient notice of such meeting.

Annual
general
meeting.

6. The annual general meeting of the shareholders shall be held on the first Tuesday in February in each year or on such other day as is determined by by-law.

Election of
directors.

2. At the first meeting of shareholders, and at each annual meeting, the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors

Qualification.

3. No person shall be a director unless he is a shareholder owning at least twenty shares of the capital stock of the Company, and has paid all calls due thereon.

Quorum.

4. A majority of directors shall be a quorum.

Business of
Company.
Transporta-
tion.

7. The Company may, for the purposes of its undertaking,
(a.) construct, acquire and navigate steam and other vessels for the conveyance of passengers, goods and merchandise between any ports of Canada, and between any port of Canada and any port of any other country, and may dispose of the said vessels, and may carry on the business of elevating grain, of common carriers of passengers and goods, and of forwarders, wharfingers, warehousemen and shipbuilders;

Docks,
elevators, etc.

(b.) construct, acquire, lease and dispose of wharfs, docks, elevators, warehouses, offices and other facilities or buildings;

Terminals,
harbours, etc.

(c.) construct, or aid in and subscribe towards the construction, maintenance and improvement of terminals, harbours, piers, wharfs, elevators, warehouses, roads, docks, dock-yards,

and other buildings and works necessary or convenient for the purposes of the Company ;

(d.) construct, acquire, lease, use and sell all facilities designed for the lightering of steam or other vessels, and charge tolls for such lightering ; Lightering.

(e.) acquire the right to use any patented invention for the purpose of the works authorized by this Act, and again dispose thereof ; Patent rights.

(f.) acquire the business, good-will and property of any person or company having objects similar to those of the Company, and pay the price thereof wholly or partly in cash, or wholly or partly in fully paid-up shares, or in partly paid-up shares of the Company, and also undertake, assume, pay or guarantee any of the obligations or liabilities connected therewith ; and may enter into working and other agreements and arrangements with any person or any municipal corporation ; Agreements with other companies.

(g.) undertake the work of raising, removing or relieving vessels which have been wholly or partially sunk, grounded or injured, and may carry on the usual business of a wrecking company, and collect charges therefor. Wrecking.

8. The Company may receive by grant from any government or person, as aid in the construction, equipment and maintenance of the vessels and works provided for in this Act, any Crown lands, or any real or personal estate or property, or any sums of money, debentures or subsidies, either as gifts, by way of bonus or guarantee, or in payment or as subventions for services, and may dispose thereof, and may alienate such of the said property as is not required for the purposes of the Company in carrying out the provisions of this Act. Aid to Company.

9. The Company may charge on all property placed with it, or in its custody, such fair remuneration as is fixed by the directors for storage, warehousing, wharfage, dockage, cooperage, or any other care or labour in and about any such property on the part of the Company, over and above the regular freight and primage upon the said property which shall have been carried, or may be carried, by the Company. Storage charges.

10. The Company may recover all charges and moneys paid or assumed by it, subject to which goods come into its possession, and, without any formal transfer, shall have the same lien for the amount thereof upon such goods as the persons to whom such charges were originally due had upon such goods while in their possession ; and the Company shall be subrogated, by such payment, to the rights and remedies of such persons for such charges. Recovery of charges.

11. In the event of non-payment of freight, advances and other charges, when due, upon goods or property in the possession of the Company, or under its control, the Company may Sale of goods for charges.

may sell at public auction the goods whereon such advances and other charges have been made, and may retain the proceeds of the sale, or so much thereof as is due, together with the costs and expenses incurred in and about such sale, returning the surplus, if any, to the owner of such goods or property ;

Notice of sale. but, before any such sale takes place, thirty days' notice of the time and place of such sale, and of the amount of the charges or moneys payable to the Company in respect of such goods or property, shall be given by registered letter, transmitted through the post office to the last known address of the owner of any such goods or property ; provided that perishable goods

Perishable goods. or effects may be sold after the expiration of one week, or sooner if necessary, unless otherwise provided in the contract between the parties.

Cheques,
notes, etc.

12. The Company may make, accept and endorse or execute cheques, promissory notes, bills of exchange, warehouse receipts, bills of lading and other negotiable instruments ; provided, however, that nothing in this section shall be construed to authorize the Company to issue any note or bill payable to bearer, or intended to be circulated as money, or as the note or bill of a bank.

Bond issue.

13. The Company, being first authorized by a resolution passed at a special general meeting of its shareholders duly called for the purpose, at which meeting shareholders representing at least two-thirds in value of the subscribed capital stock of the Company, are present or represented by proxy, may, from time to time, issue bonds or debentures in aid of the acquisition or construction of any vessels or other property which the Company is authorized to acquire or construct, but such bonds and debentures shall not exceed in amount the cost of such vessels or property, and the proceeds of such bonds shall be applied exclusively in aid of the acquisition by purchase or construction of such vessels or property, according to the terms and intention of such resolution ; and each such resolution shall indicate by some general description the vessels or the class of vessels or other property in respect of which it authorizes bonds to be so issued as aforesaid, and whether the same are then acquired or are to be thereafter acquired by the Company.

Mortgage to
secure bonds.

14. For the purpose of securing the issue of such bonds the Company shall execute a mortgage or mortgages, not inconsistent with law or with the provisions of this Act, in such form and containing such provisions as are approved by a resolution passed at the special general meeting of shareholders mentioned in the next preceding section.

How to be
made.

2. The said mortgages shall be made to trustees appointed for this purpose at the said special general meeting, and may contain provisions establishing the amount secured upon the vessels or class of vessels or other property to which such

mortgages relate, the rank and privilege to appertain to the bonds intended to be secured thereby, the rights and remedies to be enjoyed by the respective holders of such bonds, the mode of assuring the application of the proceeds of such bonds to the purposes for which they are to be issued, the rate of interest payable thereon, the place and time of payment of such interest and of the capital thereof, the creation of a sinking fund for the redemption of such bonds, and all the conditions, provisions and restrictions requisite for the effectual carrying out of the terms thereof, and for the protection of the holders of such bonds.

3. The Company may charge and bind the tolls and revenues of the vessels or class of vessels or other property to which any such mortgage relates, in the manner and to the extent therein specified; and each such mortgage shall create absolutely a first lien and encumbrance on the vessels or class of vessels or other property therein described, as well as on the tolls, revenues and subsidy therein hypothecated, the whole being for the benefit of the holders of the bonds in respect of which such mortgage is made. Lien created by mortgage.

15. Each issue of bonds intended to be secured by any of the mortgages referred to in the next preceding section, shall entitle the respective holders of each such issue to rank with each other *pari passu*, and a duplicate of each mortgage shall be filed in the office of the Secretary of State of Canada. How bond-holders to rank.
Mortgage to be filed.

16. Sections 18 and 89 of *The Companies Clauses Act* shall not apply to the Company. R.S.C., c. 118.

17. This Act shall expire, and the charter cease to be in force, if the Company does not go into actual operation within two years from the passing of this Act. Forfeiture for non-user.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 102.

An Act to incorporate the Canadian Yukon Western Railway Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. Raymond Auzias Turenne, Joseph Barrette and F. H. Incorporation.
Fairbanks, of Dawson, Yukon Territory, Louis A. Herdt and
Charles Archer, of Montreal, and John H. Lamont, of Prince
Albert, North-west Territories, together with such persons as
become shareholders in the company, are incorporated under Corporate
the name of “The Canadian Yukon Western Railway Com- name.
pany,” hereinafter called “the Company.”

2. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

3. The capital stock of the Company shall be one million Capital stock.
five hundred thousand dollars, and may be called up by the
directors from time to time as they deem necessary, but no one
call shall exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the city of Head office.
Dawson, in the Yukon Territory, or in such other place in
Canada as the Company from time to time determines by by-
law.

5. The annual meeting of the shareholders shall be held on Annual
the first Monday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose not more than nine and not less than five persons to be
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directors of the Company, each of whom shall hold at least fifty shares of the capital stock of the Company, and one or more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway from a point at or near Dawson, in the Yukon Territory, thence westerly by the most feasible route and through the Forty Mile district to the International boundary line.

Telegraph
and telephone
lines.

8. The Company may construct and operate telegraph and telephone lines upon its railway, and, for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers, and may lease its own lines.

Rates to be
approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

R. S. C., c. 132.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bridge.

9. At such point as the Company deems it expedient to cross the Yukon River, it may construct, maintain and use a bridge, with all the necessary approaches, both for railway purposes and for the passage of pedestrians, vehicles, cars or carriages, propelled or drawn by electrical, horse or other motive power, and may lay tracks on the said bridge for the passage of railway and other cars, and may charge tolls for the passage of cars, vehicles and pedestrians over the said bridge, but no toll or charge shall be demanded or taken until it has been approved of by the Governor in Council, who may also revise such tolls and charges from time to time.

Tolls.

Preferred
stock.

10. The Company may, under the authority of the ordinary shareholders given at a special general meeting duly called for that purpose,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—issue any portion of its capital stock as preferred stock, and such preferred stock shall have the special incidents and privileges defined by the following paragraphs, that is to say:—

(a.) The profits of each year shall be first applied to pay a cumulative preferential dividend at a rate not exceeding six per cent per annum;

(b.) The residue of surplus profits applicable for dividend in each year shall be divided among the holders of the ordinary shares;

(c.) Nothing herein contained shall prejudice or limit the powers or discretion of the directors as to the time or mode of application

application and distribution of profits, or as to the setting aside of profits for a reserve fund and depreciation accounts ;

(d) The holders of the said preferred stock shall also be entitled to the preferential payment of the amount paid up on their shares out of the assets available for the return of capital, in priority to any return of capital in respect of ordinary shares in the Company ; and, subject thereto, the residue of such surplus assets shall belong to and be divided among the ordinary shareholders.

2. The holders of such preferred stock shall have and enjoy the rights, privileges and qualifications of holders of capital stock for voting at all meetings of the shareholders and for the purpose of becoming directors. Rights of holders.

11. The Company may issue bonds, debentures or other securities to the extent of forty thousand dollars per mile of its railway, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed. Bond issue.

12. If the construction of the railway is not commenced, and fifteen per cent of the amount of the capital stock is not expended thereon, within two years from the passing of this Act, or if the railway is not finished and put in operation within five years from the passing of this Act, the powers of construction conferred upon the Company by Parliament shall cease and be null and void with respect to so much of the railway as then remains uncompleted. Time for construction limited.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 103.

An Act to incorporate the Cardiff Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition : Therefore His
Majesty, by and with the advice and consent of the Senate and
House of Commons of Canada, enacts as follows :—

1. John J. Heney, William G. Black and J. Lorn Mc- Incorporation.
Dougall, junior, all of the city of Ottawa, Joseph E. Woods
and Charles Renney, both of the village of Frank, in the district
of Alberta, together with such persons as become shareholders
in the company, are incorporated under the name of “The Corporate
Cardiff Railway Company,” hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

3. The capital stock of the Company shall be two hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in Frank, in the Head office.
district of Alberta, or in such other place in Canada as the
Company determines by by-law.

5. The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose not less than five and not more than nine persons to
be directors of the Company, one or more of whom may be
paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of either the gauge of four feet eight and one-half inches, or of a narrower gauge, from a point in or near section thirty-one, township six, range three, west of the fifth meridian in the system of Dominion lands surveys, in the North-west Territories, thence by the most feasible and practicable route to a point on the Crow's Nest branch of the Canadian Pacific Railway at or near the villages of Frank or Livingston, or to a point between the said villages, in the district of Alberta.

Construction
of wagon
roads, etc.

8. The Company may, for the purpose of transporting ore or other freight, construct, acquire and operate, or aid in and subscribe towards the construction, operation, maintenance and improvement of such wagon roads, ropeways and tramways, to or from any point on its railway or branches, and not exceeding in any one case five miles in length, as are from time to time authorized by the Governor in Council.

Powers as to
real property,
water powers,
etc.

9. The Company may, in connection with its railway and for the purposes of its business, acquire lands and water powers, and erect, use and manage works, and manufacture machinery and plant, for the generation, transmission and distribution of electric power and energy and other motive power.

Telegraph
and telephone
lines.

10. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public, and collect tolls therefor; and for the purposes of constructing and operating such telegraph and telephone lines, the Company may enter into a contract with any other company or may lease the Company's lines or any part thereof; and may connect its lines with the lines of any telegraph or telephone company.

Arrangements
with telegraph
or telephone
companies.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange and transmission of messages, or for the working, in whole or in part, of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Agreements
with another
company.

11. The Company may enter into an agreement with the Canadian Pacific Railway Company for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery

and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs, and in which a newspaper is published.

Notice of
application
for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to
be filed with
Secretary of
State.

12. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for
construction
limited.



3 EDWARD VII.

CHAP. 104.

An Act respecting the Century Life Insurance Company.

[Assented to 13th August, 1903.]

WHEREAS the Century Life Insurance Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said peti- 1901, c. 93.
tion: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada, enacts
as follows:—

1. Notwithstanding the provisions of section 24 of *The* Time for
Insurance Act, the time limited therein for obtaining a license obtaining
from the Minister, authorizing the Century Life Insurance license
Company, hereinafter called “the Company,” to carry on the extended.
business of life insurance, is extended for one year from the
twenty-third day of May, one thousand nine hundred and R.S.C., c. 124.
three.

2. Sections 4 and 5 of the Act incorporating the Company, 1901, c. 93,
being chapter 93 of the statutes of 1901, are amended by s. 4 amended.
striking out the words “twenty-five” in the second, third and
eighth lines of the said section 4 and in the twelfth line of the
said section 5 and substituting therefor the word “ten.”

3. Sections 12 and 13 of the said Act are repealed, and the New sections
following sections are substituted therefor:— 12 and 13.

“**12.** Whenever any holder of a policy other than a term or Paid-up
natural premium policy has paid three or more annual pre- policies.
miums thereon and fails to pay any further premium, or desires
to surrender the policy, the premiums paid shall not be forfeited,
but he shall be entitled to receive a paid-up and commuted policy
for such sum as the directors ascertain and determine, or to be paid
in cash such sum as the directors fix as the surrender value of the
policy, such sum in either case to be ascertained upon principles to
be adopted by by-law applicable generally to all such cases as may
occur: Provided Proviso.
that if such paid-up and commuted policy or such cash pay-
ment

ment is not demanded while such original policy is in force, or within twelve months after default has been made in payment of a premium thereon, the Company shall, without any demand therefor, either issue such paid-up and commuted policy, or pay to, or place to the credit of, the policy-holder such cash surrender value."

Participating
policy-holders.

"13. All persons who are actual holders of policies from the Company for one thousand dollars or upwards, whether such persons are shareholders of the Company or not, and who are by the terms of their policies entitled to participate in profits, and are referred to in this Act as holders of participating policies, shall be members of the Company and be entitled to attend and vote in person or by proxy at all general meetings of the Company; and every holder of a participating policy of the Company for a sum not less than one thousand dollars shall be entitled to one vote for each one thousand dollars in his policy.

Husband or
father.

"2. A husband or father holding a participating policy on his life for the benefit of his wife or children shall be deemed a member of the Company.

Rights of
participating
policy-holders.

"3. The Company may grant policy-holders special representation on the board in such proportion to the stockholders as shall be provided in the Company's by-laws, and any policy-holder who holds insurance in the Company for ten thousand dollars or over and whose policy has been at least two years in force and upon which no premiums are due shall be eligible for election as such special representative."

Company
may obtain
change of
name.

4. The Company may at any time before commencing business apply to the Governor in Council to have the name of the Company changed; and the Governor in Council, upon being satisfied that the proposed name is not the name of an existing incorporated or unincorporated company, or so similar thereto as to be liable to be confounded therewith, may, by an Order in Council, direct the name to be changed to the name proposed in the application.

Change not to
affect rights or
obligations.

5. No alteration of the name of the Company, under the next preceding section of this Act, shall affect the rights or obligations of the Company; and all proceedings may be continued, or commenced, by or against the Company under its new name, that might have been continued, or commenced, by or against the Company under its former name.



3 EDWARD VII.

CHAP. 105.

An Act to incorporate the Chatham, Wallaceburg and Lake Erie Railway Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows :—

1. George Stephens, Nathan H. Stevens, William E. Incorporation.
McKeough and William Ball, of the city of Chatham, in the
county of Kent ; David A. Gordon, of the town of Wallace-
burg in the county of Kent ; William N. Warburton, of the
city of St. Catharines in the county of Lincoln ; John N.
McKendry, Frank Broderick and Herbert L. Dunn, of the
city of Toronto, together with such persons as become share-
holders in the company, are incorporated under the name of
“The Chatham, Wallaceburg and Lake Erie Railway Com- Corporate
pany,” hereinafter called “the Company.” name.

2. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

3. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

4. The capital stock of the Company shall be five hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall ex-
ceed ten per cent on the shares subscribed.

5. The head office of the Company shall be in the city of Head office.
Chatham, but the Company may, by by-law, change the place
of the head office to any other place in Canada.

6. The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.

Election of
directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not more than nine nor less than five persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the city of Chatham in the county of Kent, to a point in or near the town of Wallaceburg in the county of Kent, passing through the townships of East Dover and Chatham; from the town of Wallaceburg to the town of Petrolia in the county of Lambton passing through the Gore of Chatham in the county of Kent and the townships of Sombra, Moore and Enniskillen in the county of Lambton; from the city of Chatham to a point on the shore of Lake Erie at or near Rondeau, passing through the townships of Raleigh and Harwich in the county of Kent.

Branches.

2. The Company may also lay out, construct and operate the following branch lines:—

(a.) From a point on the main line, between Chatham and Wallaceburg, to Dresden;

(b.) From a point on the main line, between Chatham and Lake Erie, to Blenheim.

Motive power.

3. Steam may be used for the purposes of constructing the said railway, but shall not be used as motive power for its operation.

Telegraph
and telephone
lines.

9. The Company may construct and operate telegraph and telephone lines upon its railway, and, for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers, and may connect its own lines with the lines of such companies, or may lease its own lines.

Rates to be
approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved by the Governor in Council, who may also revise such rates and charges from time to time.

R.S.C., c. 132.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bond issue.

10. The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreements
with another
company

11. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada, the Canadian Pacific Railway Company, the Canada Southern Railway Company,

Company, or the Lake Erie and Detroit River Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has first been approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs and in which a newspaper is published.

Notice of
application
for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to
be filed with
Secretary of
State.

12. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for
construction
limited.



3 EDWARD VII.

CHAP. 106.

An Act to incorporate the Citizens' Bank of Canada.

[Assented to 13th August, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in the city of Toronto, and it is expe-
dient to grant the prayer of the said petition: Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. The persons hereinafter named together with such others Incorporation.
as become shareholders in the corporation by this Act created,
are constituted a corporation by the name of "The Citizens' Corporate
Bank of Canada," hereinafter called "the Bank." name.
2. The capital stock of the Bank shall be two million Capital stock.
dollars.
3. The chief office of the Bank shall be at the city of Chief office.
Toronto, in the province of Ontario.
4. James Curry, J. A. Hallett, Japheth H. Tovell, Joseph Provisional
Bingeman and Samuel W. Black, all of the city of Toronto, directors.
shall be the provisional directors of the Bank.
5. This Act shall, subject to the provisions of section 16 of Duration
The Bank Act, continue in force until the first day of July, of Act.
one thousand nine hundred and eleven. 1890, c. 21.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 107.

An Act to incorporate the City and County Bank of Canada.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in Canada, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by and
with the advice and consent of the Senate and House of Com-
mons of Canada, enacts as follows:—

- 1.** The persons hereinafter named, together with such others Incorporation.
as become shareholders in the corporation by this Act created,
are hereby constituted a corporation by the name of "The City Corporate
and County Bank of Canada," hereinafter called "the Bank." name.
- 2.** The capital stock of the Bank shall be one million dollars. Capital stock.
- 3.** The chief office of the Bank shall be at the city of Chief office.
Ottawa, in the province of Ontario.
- 4.** John Roberts Allan, Charles Jackson Booth, Thomas Provisional
Birkett and Charles Magee, all of the city of Ottawa, and directors.
Bennett Rosamond, of the town of Almonte, in the province
of Ontario, shall be the provisional directors of the Bank.
- 5.** This Act shall, subject to the provisions of section 16 of Duration
The Bank Act, remain in force until the first day of July, in the of Act.
year one thousand nine hundred and eleven.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 108.

An Act to incorporate the Coast Yukon Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

- 1.** Robert Kelly, Francis Burnett and James Webster, all Incorporation.
of the city of Vancouver, in the province of British Columbia,
together with such persons as become shareholders in the
company, are incorporated under the name of “The Coast Corporate
Yukon Railway Company,” hereinafter called “the Company.” name.
- 2.** The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.
- 3.** The capital stock of the Company shall be five million Capital stock.
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.
- 4.** The head office of the Company shall be in the city of Head office.
Vancouver, in the province of British Columbia, or at such
other place in Canada as the Company, from time to time,
determines by by-law.
- 5.** The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.
- 6.** At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose seven persons to be directors of the Company, one or
more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct, and operate a railway of the gauge of four feet eight and one-half inches, from a point at or near the Kitimat Inlet, Douglas Channel, province of British Columbia, thence by the most feasible route to a point at or near Atlin Lake; thence by the most feasible route to the Yukon River, thence to the international boundary line between Alaska and the Yukon Territory via the city of Dawson.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Time for
construction
limited.

9. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 109.

An Act to incorporate the Columbia River Improvement Company, Limited.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. George McCormick, of the town of Orillia, David B. Incorporation.
Hanna and William H. Moore, both of the city of Toronto,
in the province of Ontario, and Archibald McMillan, Thomas
Meredith, Alexander McMillan, Hugh Sutherland and
Roderick Mackenzie, all of the city of Winnipeg, in the
province of Manitoba, together with such persons as become Corporate
shareholders in the company, are incorporated under the name name.
of “The Columbia River Improvement Company, Limited,”
hereinafter called “the Company.”

2. The said Archibald McMillan, Thomas Meredith, Alex- Provisional
ander McMillan, Hugh Sutherland, Roderick Mackenzie and directors.
George McCormick, are constituted the first or provisional
directors of the Company, a majority of whom shall form a Powers.
quorum and they may forthwith open stock books, procure
subscriptions of stock for the undertaking of the Company, re-
ceive payment on account of stock subscribed and generally
carry on the business of the Company.

3. The capital stock of the Company shall be fifty thousand Capital stock.
dollars, divided into shares of one hundred dollars each, and
may be called up by the directors from time to time as they
deem necessary, but no one call shall exceed ten per cent of
the shares subscribed.

2. The directors may, with the approval of the Governor in Increase of
Council, after the whole capital stock has been subscribed for capital.
and fifty per cent paid in thereon in cash, increase the amount
of the capital stock from time to time to an amount not exceed-
ing two hundred thousand dollars, but the capital stock shall
not be so increased until a resolution of the board of directors
authorizing

authorizing such increase has first been submitted to and approved of by a special general meeting of the shareholders duly called for that purpose, at which meeting shareholders representing at least two-thirds of the capital stock are present or represented by proxy.

Head office

4. The head office of the Company shall be in the city of Winnipeg, or in such other place in Canada as the directors, from time to time, determine by by-law.

Annual
general
meeting.

5. The annual general meeting of the shareholders of the Company shall be held on the second Monday in January in each year, at which meeting eight persons shall be elected directors of the Company, one or more of whom may be paid directors.

Directors.

Election of
directors.

6. As soon as twenty-five per cent of the capital stock has been subscribed and ten per cent thereof has been paid into some chartered bank in Canada, the provisional directors shall call a meeting of the shareholders at the head office of the Company, at which meeting the shareholders present or represented by proxy and who have paid in not less than ten per cent of the amount of shares subscribed for by them shall elect a board of eight directors.

Notice of
meeting.

2. Notice of such meeting shall be sufficiently given by mailing the same, postage prepaid, at least ten days previous to the date of such meeting to each shareholder at his post office address shown in the books of the Company.

Power to
attach booms.

7. The Company may attach booms to the shores of Upper Arrow Lake in the district of East Kootenay in the province of British Columbia or the shores of the Columbia River in the said province at or near the point where said river enters the said lake, and acquire, construct, and maintain piers on the shores and in the water of the said river or lake at or near the said point (first having obtained the approval of the Governor in Council of its selection of such points) and may use booms in connection therewith: Provided that none of the said piers, booms or other works shall interfere with the free navigation of the said river and lake.

Navigation
not to be
interfered
with.

Construction
of piers, dams,
booms, etc.

8. The Company may also acquire, construct and maintain piers, slides, dams, booms and such other improvements on the said river above Upper Arrow Lake or on any of its navigable branches or tributaries, as are required to facilitate the driving, rafting, collecting and sorting of timber and saw-logs, and may blast rocks, dredge or remove shoals, bars or other impediments or hindrances in the way of driving, rafting, collecting or otherwise protecting the same: Provided that none of the said piers, booms or other works shall interfere with the free navigation of the said river or of any of its navigable branches or tributaries.

9. The Governor in Council may from time to time make such orders and regulations as he deems expedient for the operating of the Company's works, and for the purpose of maintaining existing facilities for navigation, or for securing better facilities therefor, respecting any work authorized by this Act, or of which the plan and site have been or are hereafter approved by the Governor in Council.

Regulations
by Governor
in Council
respecting
navigation.

10. Before the Company proceeds with the construction of such works, or any alteration or enlargement thereof, plans and specifications of such proposed works or alterations or enlargements shall be approved of by the Minister of Public Works.

Plans to be
approved.

11. The Company may, so long as the works are maintained in an efficient state (such efficient state to be, in the event of dispute, settled by the Minister of Public Works) levy and collect tolls, dues and charges on all saw-logs, timber and lumber which come into its possession by reason of the existence of the Company's works or the exercise of any of the powers under this Act, upon such tolls, dues and charges being first approved of by the Governor in Council and upon publication thereof in *The Canada Gazette*, and the Governor in Council may, from time to time, alter and amend such tariff of dues, tolls and charges and the Company shall hold a lien for such tolls, dues and charges upon the said logs, timber and lumber in respect of which the same are chargeable.

Collection of
tolls, dues, etc.

Approval
of Governor
in Council.

12. The tolls to be collected upon different kinds of timber shall bear to each other the following proportions, that is to say :—

Rate of tolls.

	Cents.
Red and white pine, tamarack, spruce, fir and hemlock, square, per piece.....	1
Oak, elm and other hardwood, square or flatted, per piece.....	1½
Spars, per piece.....	3
Masts, per piece.....	5
Saw-logs, 17 feet and under, per piece.....	¼
Red and white pine, tamarack, spruce and hemlock, round or flatted, from 17 to 25 feet long, per piece.....	⅓
Red and white pine, tamarack, spruce and hemlock, round or flatted, from 25 to 35 feet long, per piece.....	⅕
Red and white pine, tamarack, spruce and hemlock, round or flatted, over 35 feet and upwards in length, per piece.....	⅔
Sawn lumber, per 1,000 feet, board measure...	3
Staves, per 1,000.....	15
Firewood, shingles or other timber, per cord...	2

Works to be open to public.

13. The said works shall be open to the use of the public at all reasonable times on equal terms.

Tugs, boats, etc.

14. The Company may construct, acquire, charter, navigate and maintain tugs, boats and other craft for towing logs and for other use in and about the management of the said booms, and also, for its own use only, construct, acquire and operate telegraph, telephone and electric light lines in connection with its business and works upon the said river and tributaries.

Telegraph, telephone and electric light lines.

Power to acquire stock and property of other companies.

15. The Company may acquire and operate on the waters mentioned in sections seven and eight hereof, the works of any company having powers wholly or in part similar to the powers of the Company, and may acquire the capital stock, bonds, rights, franchises, powers, privileges or properties of any such company, and may enter into agreements for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved of by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy.

Approval of shareholders.

Borrowing powers.

16. The directors, under the authority of a resolution of the shareholders passed at any special meeting called for the purpose, or at any annual meeting at which shareholders representing at least two-thirds in value of the issued capital stock of the Company are present or represented by proxy, may, from time to time, at their discretion borrow money for the purposes of the Company, and secure the repayment thereof in such manner and upon such terms and conditions as they see fit, and for this purpose may mortgage, pledge, hypothecate or charge the assets and property of the Company; provided that the aggregate amount so borrowed shall not, at any time, be greater than seventy-five per cent of the actual paid-up stock of the Company, but this limitation shall not apply to commercial paper discounted by the Company.

Limitation of amounts.

Expropriation of land.

17. Lands actually required for the construction, maintenance and operation of the works authorized by sections 7 and 8 of this Act, may be taken and acquired by the Company; and to this end, after a plan of such lands has been approved of by the Governor in Council, all the provisions of *The Railway Act* which are applicable to such taking and acquisition shall, so far as they are applicable thereto, apply as if they were included in this Act; and all the provisions of *The Railway Act* which are applicable shall, in like manner, apply to the ascertainment and the payment of the compensation for, or damages to, lands arising out of such taking and acquisition, or the construction or maintenance of the works of the Com-

pany or the exercise of any of the powers of the Company under this section : Provided that the powers granted by this section shall only be exercised at such points as are from time to time approved by the Governor in Council ; provided also that the land so acquired by the Company at any one point shall not extend a greater distance than five hundred feet along the margin of the river, nor extend back from the river a greater distance than fifty feet from highwater mark ; and provided further that nothing in this section shall authorize the Company to acquire or take possession of, or in any way injure or interfere with, any mill site upon which there exist any mills or machinery or hydraulic works other than those intended to facilitate the passage of timber. Provisoos.

18. Section 18 of *The Companies Clauses Act* shall not R.S.C., c. 118. apply to the Company.

19. The Company shall commence the said works within two years, and complete them within ten years after the passing of this Act. Time for construction limited.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 110.

An Act to incorporate the Consolidated Trusts Corporation.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. J. E. Murphy, of Meaford, Alexander Graham, of Ux- Incorporation.
bridge, Harry Symons, H. Pollman Evans, Frank W. Strathy, James O. Buchanan and W. Wallace Jones, of Toronto, together with such persons as become shareholders in the corporation, are incorporated under the name of “The Consolidated Trusts Corporation,” hereinafter called “the Corpora- Corporate name.
tion.”

2. The property, affairs and business of the Corporation Directors.
shall be managed by a board of not less than five nor more than seventeen directors, of whom a majority shall be a quorum; which board in the first instance, and until another is chosen and appointed, as hereinafter provided, shall consist provisionally of Harry Symons, H. Pollman Evans, Frank W. Strathy, James O. Buchanan and W. Wallace Jones, named in section 1 of this Act, of which provisional directors a majority shall form a quorum.

3. The capital stock of the Corporation shall be one Capital stock.
million dollars, divided into shares of one hundred dollars each, but the Corporation may, from time to time, after the whole capital stock has been subscribed and fifty per cent has Increase of capital.
been paid thereon, increase the capital stock to an amount not exceeding five million dollars, divided into shares of one hundred dollars each.

2. Such increase shall be by a resolution adopted by two- Approval of shareholders.
thirds of the votes at a special general meeting of the share-
holders.

holders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds of the issued capital stock are present or represented by proxy; and such resolution may prescribe the manner in, and terms upon, which new shares may be allotted, otherwise they shall be allotted in the manner and upon the terms to be prescribed by resolution of the directors.

Head office.

4. The head office of the Corporation shall be in the city of Toronto, but the directors may establish branch offices and

Branch offices.

local directorates at such other places as they determine; and the Corporation may change its head office to such other place in Canada as is determined by a resolution adopted by a vote of the shareholders representing a majority of the issued capital stock of the Corporation present or represented by proxy at a meeting specially called for the purpose of considering such resolution.

First general meeting.

5. As soon as one hundred thousand dollars of its capital stock has been bona fide subscribed, and twenty per cent thereof has been paid in cash into some chartered bank in Canada to be withdrawn only for the purposes of the Corporation, the directors shall call a general meeting of the shareholders, to be held at such place and time, in the city of Toronto, as the directors may appoint, of which meeting not less than one week's notice shall be given by advertisement in one newspaper published in the city of Toronto, and by circular addressed and registered, to each shareholder at his last known address, for the purpose of passing by-laws and electing directors.

When business may be commenced.

2. The Corporation shall not commence business until thirty thousand dollars capital stock has been paid up as aforesaid, and provided also that a further sum of twenty-five thousand dollars shall be paid in within two years after such commencement of business.

Qualification of directors.

6. No shareholder shall be eligible for election as a director unless he holds in his own right at least ten shares upon which all calls have been paid; and if any director makes any assignment for the benefit of creditors, or comes within the operation of any insolvent law then in force, or ceases to hold ten shares in his own right, he shall *ipso facto* cease to be a director, and his place may be filled for the remainder of the term by the directors from among the qualified shareholders of the Corporation.

Payment of calls.

7. Calls for payment of subscription to the capital stock of the Corporation, and of any premium payable thereon, and either jointly or severally, may be made by the directors at such times, and in such proportions as they deem proper, provided that not more than twenty-five per cent of such subscription shall be called up within any one year.

8. The Corporation may —

(a.) receive moneys in trust and otherwise for the purposes herein specified, and invest and accumulate the same at such rates of interest as may be obtained therefor ;

Business of
Company.
Receive
money in
trust.

(b.) accept and execute all such trusts of every description which are entrusted to it by any government or person, or which are committed or transferred to it by any order, judgment or decree of any court, and may execute the office of executor, administrator, trustee, accountant, arbitrator, adjuster, auditor, receiver, assignee, liquidator, sequesterator, guardian, curator or committee of a lunatic, and perform the duties of such offices or trusts as fully and completely as any person so appointed could do ; and in all cases where application is made to any court, judge or prothonotary for an appointment to any such office or trust, such court, judge or prothonotary may appoint the Corporation, with its consent, to hold such office or trust, and may substitute, if necessary, for any obligations required from a private person appointed to such offices, such usual obligations as are applicable to corporations, and may fix the remuneration of the Corporation ; take, hold and accept by grant, assignment, transfer, deed, will, devise, bequest, or otherwise, any real or personal estate upon any lawful trusts, and perform and execute the same according to the terms and for the purposes declared, established, or agreed upon respecting the same ; accept from and execute trusts for married women in respect of their separate property, real or personal, and act as agent for them in the management of such separate property ; guarantee repayment of the principal or payment of the interest, or both, of any moneys entrusted to the Corporation for investment, on such terms and conditions as are agreed upon ; act as agent for countersigning, registering or otherwise ascertaining and certifying to the genuineness of any issue of stock, bonds, debentures or other securities for money of any government or corporation duly authorized to issue and make the same, and hold the same as agent or trustee ; and may guarantee the payment thereof, both of principal and interest, and may act generally as fiscal or other agent for any such government or corporation ;

Execute
trusts.

(c.) act as agent or attorney for winding up estates, receiving or collecting any principal, debts, debentures or other securities or evidences of debt or demands of any nature, and in the sale or purchase of any real or personal property, and generally act in all matters in the nature of a trust or general agency ;

Agent.

(d.) be the custodian, on such terms as are agreed upon, of any jewellery, plate and other valuable property, and of deeds, wills, debentures, and other evidences of title or indebtedness, and for that purpose establish and operate safe deposit vaults ;

Custodian.

(e.) act as investing and managing agent of estates and properties for and on behalf of executors, administrators and trustees, or other persons ;

Management
of estates.

(f.) receive and collect such remuneration for its services as is agreed upon or as previously fixed from time to time by its

Charge for
services.

by-laws,

by-laws, and all usual and customary charges, costs and expenses.

Investment
of trust funds.

9. The Corporation shall invest trust moneys as follows, and may manage, sell or dispose of such investments, as the terms of the trust require,—

(a.) upon first mortgages, privileges and hypothecs of improved freehold property of ample value in Canada, and may accept personal property or covenants by way of collateral security thereto ;

(b.) in the stock, funds or government securities of Canada or of any former, present or future province of Canada, or of the United States, or guaranteed thereby respectively, or in bonds or debentures of any municipal corporations in any such province other than municipal corporations having a population of less than two thousand or an annual rate of assessment exceeding two cents in the dollar, or in the bonds and debentures of any school district in any such province, or in the public stock, funds or government securities of the United Kingdom, or any of the colonies or dependencies thereof ;

(c) in any securities or stocks in which an insurance company may invest as provided in *The Insurance Act* ;

(d.) in such securities as are specified by the terms of any trust, or by the order, judgment or decree of a court, judge or prothonotary.

Securities
held subject
to trusts.

2. Nothing in this section shall prevent the Corporation from holding securities of any other kind that form or are part of any trust estate which comes into its hands, and it may hold such securities subject to the trusts and legal obligations attached thereto, but in case of the realization of any portion thereof the proceeds shall be invested as herein directed unless the will, deed, order or instrument creating the trust has provided otherwise.

Separate
accounts for
trust funds.

10. The moneys and securities of any such trust shall always be kept distinct from those of the Corporation, and in separate accounts, and so marked for each particular trust as always to be distinguished from any other, in the registers and other books of account to be kept by the Corporation, so that at no time shall trust moneys form part of or be mixed with the general assets of the Corporation ; and the Corporation shall, in the receipt of rents and in the overseeing and management of trusts and other property, keep distinct records and accounts of all operations connected therewith, provided always that in the management of the money and property held by the Corporation as trustee, or in any other official capacity, under the powers conferred by this Act, the Corporation may, unless the authority making the appointment, at the time of the making of such appointment, otherwise directs, invest the same in the manner provided by section 9 of this Act in a general trust fund of the Corporation ; provided, however, that the total

amount of money of any one trust invested in the said general trust fund shall not, at any time exceed three thousand dollars.

11. Moneys, properties and securities received or held by the Corporation upon trust or as agent shall not be liable for the debts or obligations of the Corporation.

Trust funds not liable for debts of Corporation.

12. In case of the appointment of the Corporation to any trust or office by any court in Canada or any judge or prothonotary thereof, such court, judge or prothonotary may, from time to time, require the Corporation to render an account of its administration of the particular trust or office to which it has been appointed, and may from time to time appoint a suitable person to investigate the affairs and management of the Corporation, and as to the security afforded to those by or for whom its engagements are held, and such persons shall report thereon to such court, judge or prothonotary; and the expenses of such investigation shall be borne as ordered by such court, judge or prothonotary.

Accounts of administration to be rendered.

13. The Corporation may hold such real estate as is necessary for the transaction of its business, not exceeding the net yearly value of five thousand dollars, and any further real estate of whatever value which, being mortgaged or hypothecated to it, is required by it for the protection of its investments, and may, from time to time, sell, mortgage, lease or otherwise dispose thereof; but the Corporation shall sell any real estate acquired in satisfaction of any debt due to itself other than as trustee or in an official capacity, within seven years after such acquisition, unless such time shall be extended by order of the Governor in Council, otherwise such real estate shall revert to His Majesty for the use of Canada.

Real estate which may be held.

14. The Corporation may invest any moneys forming part of its own capital, or reserve or accumulated profit thereon, in any of the securities mentioned in section 9 of this Act, or in the bonds or debentures of any incorporated building society or loan company, or on the security of real estate in Canada or of any interest in such real estate, or on the security of the debentures, bonds, stock and other securities of any chartered bank or company incorporated by or under the authority of the Parliament of Canada, or of the legislature of any former, present or future province of Canada, as the directors deem expedient.

Investment of funds of Corporation.

15. Nothing in this Act shall be construed to authorize the Corporation to issue any note payable to the bearer thereof, or any promissory note intended to be circulated as money, or as the note of a bank, or to engage in the business of banking, or of insurance.

Negotiable instruments and banking prohibited.

Provincial
laws not
affected.

16. The powers and authority hereby granted to the Corporation shall not have any force or effect in any province in any respect in which they are inconsistent with the laws of such province.

Annual
statement.

17. The Corporation shall prepare and annually transmit to the Minister of Finance a statement in duplicate, verified by the oath of the president, vice-president, manager or secretary, setting forth the capital stock of the Corporation, the proportion thereof paid up, the assets and liabilities of the Corporation, and the trust property held by it, and such other details as the said Minister requires; and such statement shall be made up to the thirty-first day of December in each year.

R.S.C., c. 118. **18.** Sections 7, 9, 16, 18 and 39 of *The Companies Clauses Act* shall not apply to the Corporation.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. III.

An Act respecting the Crown Bank of Canada.

[Assented to 25th June, 1903.]

WHEREAS the provisional directors of the Crown Bank of Preamble.
Canada have, by their petition, prayed that it be enacted
as hereinafter set forth, and it is expedient to grant the prayer 1902, c. 57.
of the said petition : Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows :—

1. Notwithstanding anything contained in *The Bank Act*, Certificate
or in chapter 57 of the statutes of 1902, incorporating the authorizing
Crown Bank of Canada, the Treasury Board may, within two commence-
years from the fifteenth day of May, one thousand nine hun- ment of
dred and two, give to the Crown Bank of Canada, hereinafter business.
called "the Bank," the certificate required by section 14 of 1890, c. 31,
The Bank Act. s. 14.

2. In the event of the Bank not obtaining the said certifi- Powers to
cate from the Treasury Board within the time aforesaid, the cease if
rights, powers and privileges conferred on the Bank by the certificate
said Act of incorporation and by this Act shall thereupon not granted.
cease and determine, but otherwise shall remain in full force
and effect, notwithstanding section 16 of *The Bank Act*.

3. Upon the passing of this Act the persons named in Provisional
section 4 of the said Act of incorporation shall cease to be the directors.
provisional directors of the Bank, and in their place and stead, 1902, c. 57,
and in continuance of their office, Edward Gurney, Richard s. 4.
Yates Ellis, E. F. B. Johnston, Phineas Hopkins Burton,
Charles Adams, John C. Copp and John L. Coffee, all of the
city of Toronto, and John White, of the city of Woodstock, in
the province of Ontario, shall be the provisional directors of
the Bank.

4. The acts lawfully done and agreements lawfully entered Acts of former
into by the provisional directors named in the said Act of provisional
incorporation, as shown in the recorded minutes of their meet- directors.
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ings, shall be and remain as valid and effectual to all intents and purposes as if no change of provisional directors were hereby made.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 112.

An Act to confer on the Commissioner of Patents certain powers for the relief of George M. Depew.

[Assented to 13th August, 1903.]

WHEREAS George M. Depew, of the town of Canandaigua Preamble.
in the county of Ontario, in the state of New York, one of the United States, has, by his petition, represented that on the thirteenth day of June, eighteen hundred and ninety-nine, he obtained letters patent of the United States for an invention relating to wire hoops for barrels and the like; that on or about the nineteenth day of April, nineteen hundred, the said George M. Depew signed an application for letters patent and instructed a firm of patent lawyers, Messrs. Ennis & Co., of the city of Washington in the United States, to file such application with the Commissioner of Patents and to take such steps and proceedings as might be necessary to obtain letters patent for such invention in Canada under the seal of the Patent Office; that the said firm of Ennis & Co. from time to time reported to the said George M. Depew that such application was being attended to by them; that in accordance with R.S.C., c. 61,
s. 7.
section 7 of *The Patent Act* such application should have been presented to the Commissioner of Patents on or before the twelfth day of June, nineteen hundred; that such application, through the inadvertence or carelessness of the said firm of Ennis & Co., was not received by the Commissioner of Patents until the fifth day of July, nineteen hundred; that the Commissioner of Patents could not then, because of the provisions of *The Patent Act*, cause letters patent for the said invention to issue; that the said George M. Depew is desirous of commencing to manufacture in Canada wire hoops in accordance with the said invention and that he has also applied to the Commissioner of Patents for patents in relation to certain machines to be used in the manufacture of the said invention; and whereas the said George M. Depew has, by his petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore

His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Commissioner
of Patents may
issue letters
patent.

1. Notwithstanding anything to the contrary in *The Patent Act*, the Commissioner of Patents may grant and issue to the said George M. Depew, letters patent for the said invention in pursuance of the said application, as if the said application had been duly received by the Commissioner of Patents prior to the twelfth day of June, nineteen hundred.

Rights of
third persons
saved.

2. If any person has, in the period between the thirteenth day of June, one thousand eight hundred and ninety-nine, and the date of the issue of the letters patent herein authorized to be issued, commenced to manufacture, use and sell such invention, such person may continue to manufacture, use and sell such invention in as full and ample a manner as if this Act had not been passed.

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3 EDWARD VII.

CHAP. 113.

An Act respecting the Dominion Burglary Guarantee Company, Limited, and to change its name to "The Dominion Guarantee Company, Limited."

[Assented to 25th June, 1903.]

WHEREAS the Dominion Burglary Guarantee Company, Limited, has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The name of the Dominion Burglary Guarantee Company, Limited, hereinafter called "the Company," is changed to "The Dominion Guarantee Company, Limited;" but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Company, nor in any wise affect any suit or proceedings now pending, or judgment existing either by, or in favour of, or against the Company, which, notwithstanding such change in the name of the Company, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Name
changed.

Existing
rights saved.

2. The Company may guarantee the title to, or the quiet enjoyment of, property, either absolutely or subject to any qualifications and conditions, and may guarantee any person interested in or about to become interested in, or owning, or about to purchase, or acquire, any real property, against any losses, actions, proceedings, claims or demands by reason of any insufficiency or imperfection or deficiency of title or in respect of encumbrances, burdens or outstanding rights; and may guarantee the due payment of the whole or part of any loan, advance, mortgage, or claim, hypothecary or otherwise, or the interest thereon; and may issue its guarantee certificates or policies in such form as it determines and for such remuneration as it fixes.

Guarantees
by the
Company.

Guarantee
certificates.

When powers
may be
exercised.

R.S.C., c. 124.

3. The Company shall not exercise the powers conferred by this Act until its paid-up capital has been increased by at least the sum of twenty thousand dollars, nor until it has obtained a license for that purpose under *The Insurance Act*, the initial deposit for which license shall be fixed at the sum of twenty-five thousand dollars; provided that within three years after the passing of this Act, the said deposit shall be increased to, and thereafter maintained at, the sum of at least fifty thousand dollars. The said deposit shall be regarded as security for the payment of losses and expenses incurred by reason of the exercise of the said powers.

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3 EDWARD VII.

CHAP. 114.

An Act to incorporate the Dominion Gas Improvement Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Alfred J. Kingdow, of the city of London, England, Donald J. McDougal, of the city of Ottawa, Canada, Roland C. Cook, of the city of New York in the United States, George F. Henderson, Harold D. McCormick and Francis McDougal, all of the city of Ottawa, Canada, together with such persons as become shareholders in the company, are incorporated under the name of "The Dominion Gas Improvement Company," hereinafter called "the Company."

Incorporation.
Corporate name.

2. The persons named in section 1 of this Act shall be the provisional directors of the Company, four of whom shall form a quorum, and they may open stock books and procure subscriptions of stock, and shall deposit the payments thereon in a chartered bank in Canada, and withdraw the same for the purposes of the Company only.

Provisional directors.

3. The capital stock of the Company shall be two hundred thousand dollars, divided into shares of one hundred dollars each, and may be called up from time to time by the directors as they deem necessary.

Capital stock.

4. So soon as fifty per cent of the amount of the capital stock has been subscribed, and twenty-five per cent of such subscribed stock paid into one of the chartered banks in Canada, the provisional directors or a majority of them shall call a general meeting of the shareholders to be held at the city of Ottawa, for the purpose of electing the first directors

First general meeting.

Election of directors.

of the Company; and notice shall be given at least ten days previously thereto in some newspaper published in the city of Ottawa and also by notice in writing signed by or on behalf of the provisional directors calling such meeting, of the date and place of holding the same, mailed, postage prepaid, to the post office address of each shareholder not less than ten days previously to the calling of such meeting.

Head office.

5. The head office of the Company shall be at the city of Ottawa, or at such other place in Canada as the directors from time to time determine by by-law.

Annual general meeting.

6. The annual general meeting of the shareholders shall be held on the last Tuesday in February in each year, or upon such other day in each year as the directors of the Company from time to time determine by by-law.

Election of directors.

7. At the first meeting of shareholders, and at each annual meeting, the subscribers for the capital stock present or represented by proxy, who have paid all calls due on their shares, shall choose five persons, each of whom shall hold at least ten shares of the capital stock of the Company, to be directors of the Company, three of whom shall form a quorum, and one or more of whom may be paid directors.

Qualification.

Duration of office.

2. The directors elected at the first meeting of shareholders shall hold office only until the first annual meeting of the Company.

Increase of capital.

8. The directors of the Company may, at any time after ninety per cent of the then capital stock of the Company has been taken up and seventy-five per cent thereon paid in, make by-laws for increasing the capital stock of the Company to any amount not exceeding three million dollars.

Terms of by-law.

2. Such by-law shall declare the number of the shares of the new stock, and may prescribe the manner in which they shall be allotted, and in default of its so doing the control of such allotment shall vest absolutely in the directors.

Approval of by-law by shareholders.

9. No by-law for increasing the capital stock of the Company, or for subdividing the shares, shall have any force or effect whatsoever until it is approved by the votes of shareholders representing at least two-thirds in value of all the subscribed stock of the Company, at a special general meeting of the Company duly called for considering such by-law.

Powers of Company.

Manufacture of apparatus, machinery, etc.

Electricity.
Coke, etc.

10. The Company may—

(a.) produce, manufacture, supply, sell and dispose of in Canada all such works, structures, apparatus, motors, pipes, wires, appliances, supplies and machinery as is now or may be hereafter used in connection with the production, manufacture, distribution and sale of gas and electric current for purposes of light, heat and power, and of coke, coal-tar, and other by-products incidental to the manufacture of gas;

(b.) manufacture, use, supply, sell and dispose of gas, electricity and other agents for heat, light and power ; Manufacture of gas.

(c.) acquire, manufacture, construct, lay, erect, maintain and operate all such works, structures, apparatus, motors, pipes, conduits, poles, wires, appliances, supplies and machinery as are necessary or advisable in connection with the business of the Company, and lease, hire or otherwise deal with the said business or any portion thereof, and lease, hire, or otherwise deal with or dispose again thereof in any manner that the directors deem advisable ; Construction of works.

(d.) acquire by purchase, license or otherwise, and use, license or otherwise dispose of, any inventions or letters patent or right to use any inventions in connection with the production, manufacture or supply of gas, electricity or other agent ; Patent rights.

(e.) acquire by purchase, lease or otherwise, and operate the works, stock, property, franchises, assets and business of any person or company, or of any city, town, municipality or unincorporated town or village, authorized to carry on any business comprised in the objects in this Act mentioned, and pay therefor in capital stock of the Company, issued as fully paid up and unassessable, or in debentures of the Company, or in money, or may enter into any arrangement with any person, company, city, town, municipality or unincorporated town or village, for the working or carrying on by the Company of the business hereinbefore mentioned of such person, company, city, town, municipality or unincorporated town or village, and in connection therewith for assuming the liabilities of such person, company, city, town, municipality or unincorporated town or village in respect thereof, and thereafter subscribe for, purchase or otherwise acquire and hold or dispose of the whole or any part of the shares, debentures, and securities of any person, company, city, town, municipality or unincorporated town or village, with whom the Company has entered into any arrangement or contract under the provisions of this paragraph ; Issue of paid up stock and debentures in exchange for franchises, etc.

(f.) for the purpose of laying and maintaining its pipes and conduits for the conveyance of gas or other agent for heat, light and power, the Company may enter upon any highway, street, road allowance, square or other public place and open up the same, and may supply gas and other agents through the said pipes and conduits ; provided the Company shall not exercise the powers granted by this paragraph until it has first obtained the consent and approval of the municipal council of the city, town, or local municipality within which the powers hereby given are to be exercised by the Company, such consent to be by by-law and to be on such terms and conditions as such by-law provides. Assume liabilities.

11. Subsection 2 of section 90 of *The Railway Act* shall 1899, c. 37, s. 1. apply to the Company. Power to enter on highway.

Real estate.

12. The Company may acquire, hold, mortgage, sell and convey any real estate requisite for the carrying on of the undertaking of the Company, and shall forthwith become and be invested with all property and rights, real and personal, theretofore held by it or for it under any trust created with a view to its incorporation, and with all the powers, privileges and immunities requisite or incidental to the carrying on of its undertaking.

No liability on trusts.

13. The Company shall not be bound to see to the execution of any trust, whether express, implied or constructive, in respect of any share ; and the receipt of the shareholder in whose name the same stands in the books of the Company, shall be a valid and binding discharge to the Company for any dividend or money payable in respect of such share, and whether or not notice of such trust has been given to the Company ; and the Company shall not be bound to see to the application of the money paid upon such receipt.

Borrowing powers.

14. If authorized by by-law, sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the Company represented at a general meeting duly called for considering the by-law, the directors may, from time to time,—

(a.) borrow money upon the credit of the Company ;

(b.) limit or increase the amount to be borrowed ;

(c.) issue bonds, debentures or other securities of the Company and pledge or sell the same for such sums and at such prices as may be deemed expedient ; but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each ;

(d.) hypothecate, mortgage or pledge the real or personal property of the Company, or both, to secure any such bonds, debentures or other securities and any money borrowed for the purposes of the Company.

Aid to Company.

15. The Company may receive from any government, person, city, town, municipality or unincorporated town or village having power to make or grant the same, in aid of the construction, equipment and maintenance of the said works, grants of land, exemption from taxation, loans, gifts of money, guarantees and other securities for money, and may hold and dispose thereof.

R.S.C., c. 118. **16.** Sections 18, 39 and 41 of *The Companies Clauses Act* shall not apply to the Company.



3 EDWARD VII.

CHAP. 115.

An Act respecting the Eastern Townships Bank.

[Assented to 25th June, 1903.]

WHEREAS the Eastern Townships Bank has, by its Preamble. petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice 1855, c. 206 ; 1871, c. 5, s. 1. and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The capital stock of the Eastern Townships Bank, which is now divided into shares of fifty dollars each, shall be re-divided into shares of one hundred dollars each, and each present shareholder shall be entitled to have allotted to him one share of one hundred dollars for every two shares of fifty dollars each which he now holds, or to which he is entitled in the capital stock of the said Bank ; but in the case of any person holding only one share of fifty dollars, or of an odd number of shares of fifty dollars each, the said Bank shall pay to every such holder the full value in cash of such single share or of the odd share, as the case may be, and this payment shall operate as an extinguishment of such share. Redivision of capital stock.

2. The shares of one hundred dollars each which thus remain after allotting to each shareholder one share of one hundred dollars for every two shares of fifty dollars each held by him, may be offered by the said Bank for subscription to the public. Shares as subscription.

3. In order to carry into effect the provisions of this Act, the directors may call in the present certificates of stock, and issue new certificates to the shareholders in the place thereof. New certificates.



3 EDWARD VII.

CHAP. 116.

An Act respecting the Edmonton, Yukon and Pacific Railway Company.

[Assented to 25th June, 1908.]

WHEREAS the Edmonton, Yukon and Pacific Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble

1896 (1st Sess.)
c. 17.
1898, c. 63 ;
1899, c. 64 ;
1901, c. 57.

1. Section 2 of chapter 57 of the statutes of 1901 is repealed.

1901, c. 57.
s. 2 repealed.

2. The Edmonton, Yukon and Pacific Railway Company may construct and put in operation the lines of railway authorized by its Act of incorporation and amendments thereto within five years of the passing of this Act: provided that fifty miles of the line in a north-westerly direction and fifty miles of the line in a north-easterly direction from the town of Edmonton, as defined by section 3 of chapter 17 of the statutes of 1896 (First Session) are constructed and put in operation before the first day of January, one thousand nine hundred and six; and if the said lines are not completed within the said periods, the powers granted for such construction shall cease and be null and void with respect to so much of the said lines as then remains uncompleted.

Time for
construction
extended.



3 EDWARD VII.

CHAP. 117.

An Act respecting the Elgin and Havelock Railway Company.

[Assented to 25th June, 1903.]

WHEREAS under the provisions of chapter 72 of the statutes of 1894 the Elgin and Havelock Railway Company has acquired from C. E. Baring Young the railway line and all the property, rights, liberties, franchises, privileges, easements, buildings, appurtenances, plant, rolling stock and materials to the said line of railway between the terminal points mentioned in said Act appertaining or belonging; and whereas the said company has been and now is operating the said railway; and whereas the said company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.
1894, c. 72.

1. The Elgin and Havelock Railway Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near Havelock in the county of King's, in the province of New Brunswick to a point in or near Chipman, in the county of Queen's, in the said province, and also from a point on the said line between Havelock and Chipman or in or near Havelock to a point at or near Salisbury or Moncton, in the county of Westmoreland in the said province, and also from a point in or near Elgin to a point on the Bay of Fundy in or near Alma, in the county of Albert, in the said province.

Line of railway authorized.

2. If the construction of the said railways is not commenced within two years after the passing of this Act, or if the said railways are not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much thereof as then remains uncompleted.

Time for construction limited.



3 EDWARD VII.

CHAP. 118.

An Act to incorporate the Empire Accident and Surety Company.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. Thomas E. Robson, Frederick G. Rumball, Alexander Incorporation.
Stuart, John D. Wilson, Thomas Boles, Benjamin S. Murray,
Bryden N. Campbell, all of the city of London, S. A. King,
of the city of Windsor, S. Nelson Monteith, of the city of
Stratford, F. O. Lawrence, of the city of St. Thomas, and
Malcolm McGugan, of the village of Mount Bridges, all in
the province of Ontario, together with such persons as become
shareholders in the company, are incorporated under the name
of “The Empire Accident and Surety Company,” hereinafter Corporate name.
called “the Company.”

2. The persons named in section 1 of this Act, together Provisional directors.
with such persons, not exceeding six, as they associate
with them, shall be the provisional directors of the Company,
a majority of whom shall be a quorum for the transaction of Quorum.
business, and they may forthwith open stock books, procure
subscriptions of stock for the undertaking, make calls on Powers.
stock subscribed and receive payments thereon, and shall
deposit in a chartered bank in Canada all moneys received by
them on account of stock subscribed or otherwise received by
them on account of the Company, and may withdraw the
same for the purposes of the Company only, and may do
generally whatever is necessary to organize the Company.

3. The head office of the Company shall be in the city of Head office.
London, in the province of Ontario.

- Branches.** 2. The directors may establish branches, sub-boards or agencies, either within Canada or elsewhere, at such times and in such manner as they deem expedient.
- Capital stock.** 4. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each.
- Increase of capital.** 2. The directors may, after the whole capital stock has been subscribed and fifty per cent paid thereon in cash, increase the amount of the capital stock from time to time to an amount not exceeding two million dollars, but the stock shall not be increased until a resolution of the board of directors authorizing such increase has been first submitted to and confirmed by two-thirds in value of the shareholders present or represented by proxy at a special general meeting of the shareholders duly called for that purpose.
- First general meeting.** 5. As soon as one hundred and fifty thousand dollars of the capital stock has been subscribed and ten per cent of that amount paid into some chartered bank in Canada, the provisional directors shall call a general meeting of the shareholders at some place to be named in the said city of London, at which meeting the shareholders present or represented by proxy who have paid not less than ten per cent on the amount of shares subscribed for by them shall elect a board of not less than seven nor more than twenty directors, who shall thereafter manage the affairs of the Company and of whom a majority shall be a quorum.
- Election of directors.**
- Qualification of directors.** 2. No person shall be a director unless he holds in his own name and for his own use at least ten shares of the capital stock and has paid all calls due thereon and all liabilities incurred by him to the Company.
- General meetings.** 6. A general meeting of the Company shall be called at its head office once in each year after the organization of the Company and commencement of business, and at such meeting a statement of the affairs of the Company shall be submitted; and special general or extraordinary meetings may at any time be called by any five of the directors, or by requisition of any twenty-five shareholders, specifying in the notice the object of such meeting.
- Notice of meeting.** 2. Notice of each such meeting shall be sufficiently given by printed or written notice to each of the shareholders mailed at least twenty days before the day for which the meeting is called and addressed to the addresses of the shareholders respectively given in the books of the Company.
- Calls on stock.** 7. The shares of the capital stock subscribed for shall be paid by such instalments and at such times and places as the directors appoint; the first instalment shall not exceed twenty-five per cent and no subsequent instalment shall exceed ten per cent, and not less than thirty days' notice shall be given of any call: Provided that the whole amount so paid in by any shareholder

holder shall not be less than ten per cent of the amount subscribed by such shareholder.

2. The Company shall not commence the business of accident, sickness and guarantee insurance as provided for by this Act until two hundred and fifty thousand dollars of the capital stock have been subscribed and ninety thousand dollars have been paid in cash into the funds of the Company to be appropriated only for the purposes of the Company under this Act: Provided that the Company may commence the business of accident or accident and sickness insurance when one hundred and fifty thousand dollars of the capital stock have been subscribed and thirty-five thousand dollars paid in cash into the funds of the Company: Provided further that in case the business of accident and sickness insurance have not been taken up as above, the Company may commence the business of guarantee insurance when one hundred and seventy-five thousand dollars of the capital stock have been subscribed and sixty thousand dollars paid in cash into the funds of the Company.

When business may be commenced.

When accident or accident and sickness insurance may be commenced.

When surety insurance may be commenced.

8. The Company may make and effect contracts of insurance with any person against any accident or casualty of whatsoever nature or from whatsoever cause arising to individuals, whereby the insured may suffer loss or injury or be disabled, including sickness not ending in death, or in case of death from any accident or casualty not including sickness, securing to the representative of the person assured the payment of a certain sum of money upon such terms and conditions as are agreed upon, and in like manner may also make and effect contracts of indemnity with any person against claims and demands of the workmen and employees of such person or of the legal representatives of such workmen and employees with respect to accidents or casualties of whatever nature or from whatever cause arising whereby the insured suffers pecuniary loss or damage or incurs costs and expenses.

Accident insurance.

Sickness insurance.

9. The Company may make and effect contracts,—

(a.) guaranteeing the fidelity of persons filling or about to fill situations of trust or confidence, and the due performance and discharge by such persons of all or any of the duties and obligations imposed upon them by contract or otherwise;

(b.) guaranteeing the due performance and discharge by receivers, official and other liquidators, committees, guardians, executors, administrators, trustees, attorneys, brokers and agents, of their respective duties and obligations;

(c.) guaranteeing persons filling or about to fill situations of trust or confidence against liabilities in connection therewith and in particular against liabilities resulting from the misconduct of any co-trustee, co-agent, sub-agent or other person.

Surety insurance.

10. The Company may acquire and hold any real property required in part or wholly for its use and accommodation, and may

Power to hold real property limited.

may dispose thereof when necessary, but the annual value of such property held in any province of Canada shall not exceed three thousand dollars, except in the province of Ontario where it shall not exceed five thousand dollars.

- R.S.C., c. 118 to apply. **11.** Notwithstanding anything contained therein, *The Companies Clauses Act*, except sections 18 and 39 thereof, shall apply to the Company in so far as the said Act is not inconsistent with any of the provisions of *The Insurance Act* or of this Act.
- R.S.C., c. 124.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 119.

An Act to incorporate the Erie Ontario Power Company.

[Assented to 25th June, 1903]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said peti-
tion: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
declares and enacts as follows:—

1. Donald McGillivray, DeWitt Carter, and J. Haven Incorporation.
Smith, all of the village of Port Colborne, in the county of
Welland, Joseph Battle, of the town of Thorold, in the county
of Welland, and William E. Phin, of the town of Welland, in
the county of Welland, together with such persons as become
shareholders in the company, are incorporated under the
name of "The Erie Ontario Power Company," hereinafter Corporate name.
called "the Company."

2. The works of the Company are declared to be for the Declaratory.
general advantage of Canada.

3. The persons named in section 1 of this Act are consti- Provisional directors.
tuted provisional directors of the Company.

4. The capital stock of the Company shall be five million Capital stock.
dollars, divided into shares of one hundred dollars each.

5. The head office of the Company shall be at the town of Head office.
Welland, or such other place in Canada as the shareholders,
by by-law, from time to time determine.

6. The annual general meeting of the shareholders of the Annual general meeting.
Company shall be held on the first Tuesday in May in each
year, or at such other date as is fixed by by-law of the Com-
pany.

Election of
directors.

7. At the first meeting of shareholders and at each annual meeting, the shareholders assembled, who have paid all calls due on their shares, shall choose five persons to be directors of the Company, one or more of whom may be paid directors.

British
subjects.

2. The majority of the directors so chosen shall at all times be resident in Canada, and subjects of His Majesty by birth or naturalization.

Increase of
directors.

3. The shareholders may, at any annual meeting, increase the number of directors to not more than ten.

Watercourse.

8. The Company may construct, maintain and operate a watercourse and raceway, from some point or points on the Grand River, or Lake Erie, at or near the mouth of Grand River, northerly to a point on the Jordan River, thence to Lake Ontario; and also may construct, maintain and operate all necessary works, dams and wing-dams, docks, sluices and conduits, accessories and buildings; and may construct a culvert of sufficient and necessary proportions to carry such watercourse and raceway underneath the Welland Canal feeder, and may construct a sufficient aqueduct over the Welland River at the intersection of the said watercourse and raceway with the Welland River, and may dredge, deepen and widen the Jordan River from the point of intersection with the said watercourse and raceway to Lake Ontario, for the purposes of the Company, and may use the waters of Lake Erie or the Grand River in such quantities as are requisite and necessary for the efficient and satisfactory running and operating of the said works and for the purposes aforesaid: Provided, however, that nothing herein contained shall permit of any power given in this Act being exercised in such a way as to interfere with the navigation of any river or navigable water: Provided further that none of the works authorized by this Act shall be commenced until the plans thereof have been submitted to the Governor in Council, and his sanction thereto has been obtained: Provided that the undertakings of the Company shall in no way interfere with the undertakings of the Hamilton and Lake Erie Power Company, as shown upon the plans, profiles and books of reference filed by the said Hamilton and Lake Erie Power Company in the Department of Railways and Canals and approved by the Governor in Council on the seventh day of July, nineteen hundred.

No interfer-
ence with
navigation.

Plans to be
approved by
Governor in
Council.

Proviso: as
to Hamilton
and Lake Erie
Power Co.

Supply of
power, etc.

9. The Company may supply water by hydraulic, electric, water or other power, for use for any purpose by means of cables, machinery or other appliances and at such rates and upon such conditions as are agreed upon, and may construct, maintain and operate works for the production, sale and distribution of electricity and pneumatic power for the purposes of light, heat and power; and construct, maintain and operate intakes, tunnels, conduits and other works in the manner and to the extent required for the purposes of the Company; and conduct, store, sell and supply electricity and pneumatic power,

power, and with such pneumatic, electric or such other conductors or devices, conduct, convey, furnish or receive such electricity or power.

10. The Company may erect poles, construct trenches or conduits and do all other things necessary for the transmission of power, heat or light as fully and effectually as the circumstances of the case may require, provided they are so constructed as not to incommode the public use of streets, highways or public places or to impede the access to any house or other building erected in the vicinity thereof, or to interrupt the navigation of any waters, but the Company shall be responsible for all damage which it causes in carrying out or maintaining any of its said works.

Works for conveying power.
Proviso.

11. The Company may hold stock in any corporation created for or engaged in the business of using or supplying the water of the Niagara or Welland rivers, or of any corporation created for or engaged in the use of power, light or heat derived from such water and may hold stock in any corporation which contracts to purchase, lease or use any power or property of the Company, and its stock may also be held and voted on by any such corporation having the right to acquire the same.

Power to hold stock in other corporations.

12. The Company may issue bonds, debentures, or other securities in the manner provided by section 93 of *The Railway Act*, to an amount not exceeding five million dollars.

Bond issue.

13. The Company may, subject to the provisions contained in section 10 of this Act, construct a telephone line and telegraph line in connection with, but for the purpose only of, its watercourse and raceway and the works connected with and the business done by the Company.

Telephone and telegraph lines.

14. The Company may enter into, and carry into effect, any agreement with the council of the corporation of any municipality within a practicable distance of the Company's works, for a supply of electric heat, light, power and water, upon such terms as are agreed upon, and for the purpose of supplying any municipality or an inhabitant thereof with water or electric heat, light or power, or any of them, and the Company may, with the approval of the Governor in Council, erect, construct, lay down and operate overhead or underground wires, mains, conduits, or other conductors of water, electric heat, light or power, through any other municipality, after obtaining the consent of the last mentioned municipality by by-law duly passed by the council thereof.

Supply of electric light, etc., to municipalities.

15. The Company may receive from any government or person, aid towards the construction, equipment, or maintenance of the works hereby authorized by way of gift, bonus, or

Aid to Company.

loan of money, or debentures, or other securities for money or by way of guarantee or exemption from taxation or assessment.

Time for
construction
limited.

16. The construction of the works of the Company shall be commenced within three years and completed within five years from the passing of this Act, otherwise the powers hereby granted shall cease and be null and void as respects so much of the said works as then remains uncompleted.

1888, c. 29.

17. *The Railway Act*, so far as applicable, and when not inconsistent with this Act, shall apply to the Company and to its undertaking.

"Company,"

2. Wherever in *The Railway Act* the word "company" occurs, it shall mean the Company hereby incorporated.

"Railway."

3. Wherever in *The Railway Act* the word "railway" occurs, it shall, unless the context otherwise requires, in so far as it applies to the provisions of this Act, or to the Company, mean the watercourse, raceway or other works authorized by this Act to be constructed.

"Land."

4. Wherever in *The Railway Act* the word "land" occurs, it shall include any privilege or easement required by the Company for constructing or operating the works authorized by this Act, or over or along any land, without the necessity of acquiring a title in fee simple.

Proposed
expropriation
to be approved
by Governor
in Council.

5. The expropriation powers hereby conferred upon the Company shall not be exercised by it, until a plan showing the lands proposed to be expropriated by the Company, especially prepared by the Company for the purpose, has first been submitted to and approved by the Governor in Council.

R.S.C., c. 118.

18. *The Companies Clauses Act* shall not apply to the Company.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 120.

An Act to incorporate the Federal Oil Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. Joshua Arthur Tate, of the town of Sherbrooke, Wil- Incorporation.
liam John Cleghorn, Arthur Charles Schneider and Andrew
Downie Gall, of the town of Westmount, in the province
of Quebec, and John Samuel McKay, of the town of Rodney,
in the province of Ontario, together with such persons as
become shareholders in the company, are incorporated under
the name of the "Federal Oil Company," hereinafter called Corporate name.
"the Company."

2. The capital stock of the Company shall be one million Capital stock.
dollars, divided into shares of one hundred dollars each, of
which capital stock any part may be created and issued as pre-
ference stock, as hereinafter provided.

2. After the whole of the capital stock of the Company has Increase of capital.
been issued and fifty per cent thereof has been paid up, the
capital stock may be increased, from time to time, to an amount
not exceeding two million dollars, by resolution of the share-
holders approved of by the votes of the holders of at least
two-thirds of the issued stock of the Company present or
represented by proxy at a special general meeting of the share-
holders, duly called for the purpose of considering such reso-
lution, and such increased capital stock shall be issued, and
may be held, subject to the same conditions, and dealt with in
the same manner, as the original capital stock of the Company.

3. The head office of the Company shall be at the city of Head office.
Montreal, in the province of Quebec, with branch offices and Branch offices.
places of business elsewhere.

Provisional
directors.

Powers.

Meetings of
provisional
directors.

Vacancy in
provisional
directors.

First meeting
of the
Company.

Directors.

Powers of
Company.
Preference
stock.

Bearing
interest.

Ordinary
shares.

4. The persons named in section 1 of this Act are constituted provisional directors of the Company, a majority of whom shall be a quorum for the transaction of business and they may forthwith open stock books, procure subscriptions of stock for the undertaking, make calls on stock subscribed, and receive payments thereon, and shall deposit in a chartered bank in Canada all moneys received by them on account of stock subscribed or otherwise received by them on account of the Company and may withdraw the same for the purposes only of the Company, and until directors are elected by the shareholders of the Company they shall have power to allot shares and have all the other powers which are conferred upon directors by this Act or by *The Companies Clauses Act*; and any three of them may call meetings of the provisional directors, which shall be held in the city of Montreal at such times as they determine, and the notice of such meetings shall be signed by the provisional directors calling it.

5. The provisional directors may act notwithstanding any vacancy in their number, provided that if the number falls below three they shall forthwith fill the vacancies.

6. After at least ten per cent of the capital stock of the Company has been subscribed and allotted, the provisional directors shall call a meeting of the shareholders of the Company, to be held at such time and place in the city of Montreal as they think proper, and notice of such meeting shall be given by mailing, at least ten days before the holding thereof, a written notice of the time and place, postage prepaid and registered, to the address of each such shareholder.

7. At the first general meeting of the Company and each annual meeting thereafter, the shareholders shall choose not less than five nor more than eleven persons from their number to be directors of the Company, a majority of whom shall be British subjects and one or more of whom may be paid directors.

8. The Company may—

(a.) create, issue and allot any part of the capital stock as preference stock and having such preference and priority over ordinary stock, and subject to such restrictions and conditions either as to the right of voting in respect thereof and as to rate of dividend or otherwise, as the directors decide and determine; but such stock shall bear a rate of interest of not less than four per cent, and may be issued and allotted in payment of and for any of the lands, buildings, plant, shares, rights, contracts, good-will, assets, or other property of any other company, association or kindred enterprise;

(b.) allot and issue the whole of the capital stock as ordinary shares;

(c) issue gold bonds bearing a rate of interest of not less than four per cent ; Gold bonds.

(d.) acquire and own stock and shares in any other kindred company, association or enterprise. Stock in other companies.

9. The directors may, by by-law, create and issue any part of the capital stock as preference stock, giving it such preference and priority, as respects dividends and otherwise, over ordinary stock as may be declared by the by-law, and such preference stock shall bear interest at not less than four per cent. Preference stock.

10. The directors may issue as paid-up and unassessable stock, shares of the capital stock of the Company, either preference or ordinary, or both, in payment for any lands, easements, buildings, plant, machinery, manufactured stock, materials, motive powers, letters patent of invention, patent rights, trade marks, contracts, good-will, assets or other property which the Company lawfully acquires by virtue hereof, and may allot and hand over such shares to any person, firm or company or to its shareholders, and any such issue or allotment of stock shall be binding upon the Company and such stock shall not be assessable for calls, nor shall the holder thereof be liable in any way thereon, and the Company may pay for any such property wholly or partly in paid-up shares, either preference or ordinary, or both, as the directors deem proper. Issue of paid up stock.

11. The Company may—

(a.) manufacture petroleum oil, crude oil, distilled or refined oils, or by-products of petroleum, their products and by-products, also with the products of coal or any combination of coal and oil, salt and all other mineral products of petroleum oil lands and other mineral lands, and oil refiners' supplies, and oil producers' supplies of all kinds ; Production of petroleum and by-products.

(b.) purchase, sell and deal in manufactured goods and products of the character and description aforesaid, and in the substances and materials of which they or any of them can be manufactured or produced, and also in the waste material arising during the process of manufacture, and in oil refiners' and oil producers' supplies of all kinds ; Other products.

(c.) construct, purchase, rent, lease or otherwise acquire all real estate, land, timber limits, easements, buildings, machinery, motive power, letters patent of invention, patent rights, trade marks, plant, material and property necessary or conducive to the business of the Company, and may sell, lease, or otherwise dispose thereof and of any rights or interests therein ; and may sink and put down salt and oil wells, and develop salt and petroleum oil lands ; Own real estate, buildings, patents, etc.

(d.) purchase, lease or otherwise acquire the land, easements, building, plant, machinery, manufactured stock, materials, contracts, rights, good-will, property or assets of any other Acquire property of other companies.

other company, firm or person carrying on the same or a like business, or engaged either wholly or partly in any business which the Company hereby incorporated has power to conduct or engage in under the powers aforesaid ;

Deal in petroleum.

(e.) produce, refine, store, transport, convey, sell and deal in petroleum and its products and by-products, and the products and by-products of coal or any combination of coal and oil, their products and by-products, and grant warehouse receipts therefor ;

Minerals.

(f.) produce, manufacture, mine, refine, store and convey any of the ores of iron, gold, silver, copper or other metals or metalloids or any products or by-products thereof, and manufacture them for use in any form ;

Refineries, tanks, buildings, etc.

(g.) erect, purchase, lease, maintain, operate and dispose of all such refineries, tanks, reservoirs, engines, machinery, salt works, saw-mills, houses, erections, structures or buildings as are necessary or expedient for the business of the Company ;

Tank cars.

(h.) construct, acquire, operate and dispose of tank cars and tank vessels, box cars, and all other cars and vessels of any kind whatsoever, as may be necessary or expedient for the business of the Company ;

Branch lines of railway.

(i.) construct, acquire, operate and dispose of branch railway sidings, switches or spur lines of railway or tramway, either electric or steam, in connection with other railway and tramways of all kinds, for the purposes of the business of the Company ;

Power to lay pipes.

(j.) lay down at a suitable depth for protection, beneath the general surface of the ground, connected and continuous pipes as near as may be and as the surface of the country reasonably admits of, in a straight line or by deviations therefrom as circumstances make expedient, between the points of production, manufacture or distillation and the railway lines and navigable waters of Canada, and to such other points of Canada as the Company may wish to carry the same for the purpose of delivery and distribution to consumers thereof, as to the Company seems fit, for the purpose of carrying through the said pipes the crude oil, distilled or refined oils or by-products of petroleum, their products and by-products, together with the products and by-products of coal or any combination of coal and oil, their products and by-products, from places of production to the works and delivery stations of the Company and from the works and delivery stations of the Company to all places in Canada where the Company may wish to deliver or distribute the same to consumers thereof, and to the points at or near the said water and railway lines ;

Branch pipes.

(k.) lay down such branches or subsidiary pipes diverging from any of the points aforesaid as are deemed expedient for connecting, at the place of production or manufacture, the said oils, products or by-products, and for delivering them to the consumers thereof, and to vessels on the said waters and to the said railways, for conveyance and delivery as the Company requires ; provided that the pipes, the laying of which is provided

vided for in this and the next preceding paragraphs, shall not be laid without the consent first obtained of the owners of the ground under the surface of which such pipes are to be laid ;

(l.) with the consent and approval previously obtained of the municipal council or other authority having jurisdiction over any highway, street, or any allowance for road, enter thereon for the purpose of laying the pipes authorized by this Act, and may from time to time renew and repair the same: Provided that in the exercise of the power by this section conferred the Company shall in no case interfere with the public use of any such highway, street or road and shall be liable in damage to any person sustaining any injury in this behalf by reason of the default or negligence of the Company, and the Company shall, without delay, restore any highway, street or allowance of road which it breaks or digs up to the condition in which it was before the Company interfered therewith. If the said municipal council or other authority refuses to give its consent on reasonable terms, the Company may make an application to the Railway Committee of the Privy Council, and the said committee is hereby empowered to give the Company the right to enter on the said highway for the purpose of laying the said pipes, on such terms and conditions as the said committee may decide.

Power to lay pipes in highway.

12. Sections 18 and 41 of *The Companies Clauses Act* shall R.S.C., c. 118. not apply to the Company.

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3 EDWARD VII.

CHAP. 121.

An Act respecting the Grand Trunk Railway Company of Canada.

[Assented to 25th June, 1903.]

WHEREAS the Grand Trunk Railway Company of Canada Preamble.
has, by its petition, prayed that an Act be passed
authorizing the issue of an amount of Grand Trunk four per
cent guaranteed stock in addition to that authorized by
The Grand Trunk Railway Act, 1884, and it is expedient to 1884, c. 52.
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows :—

1. This Act may be cited as *The Grand Trunk Railway Act, 1903.* Short title.

2. The expression “the Company,” wherever it occurs in
this Act, shall mean the Grand Trunk Railway Company of
Canada. Interpretation : “the Company.”

3. The Company may from time to time create and issue
additional Grand Trunk four per cent guaranteed stock upon
such terms and conditions as the Company determines, and
may apply such additional stock, or the proceeds thereof, to
the general purposes of the Company : Provided always, that
the total amount of Grand Trunk four per cent guaranteed
stock issued by the Company shall not at any time exceed in
the aggregate, with the stock issued under the provisions of
The Grand Trunk Railway Act, 1884, the sum of ten million
pounds sterling : Provided also that the Company shall, from
time to time, as may be requested, render to the Government
statements of the application of the proceeds of the additional
stock by this Act authorized, which shall be used for the re-
duction of grades and in other improvements to the roadbed,
double tracking portions of the Company’s lines, the substitu-
tion of stronger bridges for those now in use, improvements
and additions to rolling stock, extensions of the present work-
Additional
4 per cent
guaranteed
stock may
be issued.

Proviso :
aggregate
amount
limited.

Proviso :
application
of proceeds.

shops of the Company and the erection of new ones, increasing elevator and siding accommodation and terminal facilities, and in providing such additional means and facilities to meet the growing requirements of the traffic and business of the Company in any and all respects as in the opinion of the board of directors may be requisite.

Ranking.

4. The stock hereby authorized to be issued shall rank in all respects *pari passu* with that created and issued under the provisions of *The Grand Trunk Railway Act, 1884*; and dividends in respect thereof shall be payable half-yearly on the same dates as those fixed for the payment of dividends on the stock issued under the authority of the said Act.

Payment of dividends.

Rights of holders.

5. The holders of the stock hereby authorized to be issued shall have and enjoy similar rights and privileges as to voting and otherwise as have been conferred upon the holders of the Grand Trunk four per cent guaranteed stock created and heretofore issued under the provisions of the said Act of 1884.

When this Act shall take effect.

6. This Act shall not take effect unless and until it has been submitted to a general meeting of the Company to be held after due notice of its intended submission to such meeting has been given, nor until it has been assented to and accepted by a majority of the votes of the persons present or represented by proxy and entitled to vote thereat, which majority shall include a majority in value of the votes cast by the holders of Grand Trunk four per cent guaranteed stock created and issued under the authority of *The Grand Trunk Railway Act, 1884*, in respect of such stock: Provided, however, that, if at such general meeting this Act is not assented to and accepted by a majority in value of the holders of the said Grand Trunk four per cent guaranteed stock voting thereat in respect thereof, the assent and acceptance of a majority in value of the holders of the said stock present or represented by proxy at a special general meeting of such holders to be held after similar notice thereof has been given as is required for the calling of a special general meeting of the Company, the object of such meeting being specified in the notice, shall be as effectual as if a majority in value of the holders of the said stock present or represented by proxy and entitled to vote at the said general meeting had voted thereat in favour of the acceptance of this Act.

Proviso: special meeting of shareholders.

Proof of proceedings.

2. The certificate or certificates in writing of the chairman of such meeting or meetings shall be sufficient evidence of the acceptance of this Act; and such certificate or certificates shall be filed in the office of the Secretary of State of Canada, and copies certified by the said Secretary of State shall be taken and accepted in all courts of law as evidence of such acceptance to the same extent as if the original were produced.



3 EDWARD VII.

CHAP. 122.

An Act to incorporate the Grand Trunk Pacific Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying for the Preamble.
incorporation of a company to construct and operate a
railway and for other purposes as hereinafter set forth; and
whereas the undertaking contemplated would be for the general
advantage of Canada, and it is expedient to grant the prayer
of the said petition: Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows:—

1. Sir Charles Rivers Wilson, G.C.M.G., C.B., Lord Welby, Incorporation
G.C.B., John A. Clutton-Brock, Joseph Price, and Alfred
W. Smithers, all of the city of London, England, the Hon-
ourable George A. Cox, H. M. Pellatt, and E. R. Wood,
all of Toronto, the Honourable William Gibson, of Beamsville,
Ontario, J. R. Booth, of Ottawa, the Honourable H. B. Rain-
ville, Charles M. Hays, Frank W. Morse and William
Wainwright, all of Montreal, and John Bell, of Belleville,
together with such persons as become shareholders in the com-
pany, are incorporated under the name of "The Grand Trunk Corporate
Pacific Railway Company," hereinafter called "the Company." name.

2. The head office of the Company shall be in the city of Head office.
Montreal, or in such other place in Canada as the Company
determines by by-law.

3. The persons named in section 1 of this Act are hereby Provisional
constituted provisional directors of the Company, and should directors.
any such provisional director die or resign before the first
election of directors the vacancy may be filled by the remain-
ing provisional directors.

4. The capital stock of the Company shall be forty-five Capital
million dollars, divided in whole or in part into shares of one stock.
VOL. II—11 161 hundred

hundred dollars each, or twenty pounds sterling money of Great Britain each, as determined by the by-laws of the Company, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

May be issued
in sterling
money.

2. The Company may, by by-law, enact that any portion of such capital stock shall be issued in amounts of sterling money of Great Britain, and every twenty pounds sterling of the capital stock so issued shall give the same rights as to voting as are given by a share of one hundred dollars of the said capital stock.

Preference
stock.

5. The Company may, under the authority of a resolution passed by the ordinary shareholders at any annual meeting or at a special general meeting duly called for that purpose, at which meeting shareholders representing at least three-fourths in value of the subscribed stock of the Company are present or represented by proxy, issue any portion of its capital stock not exceeding twenty million dollars, or the equivalent thereof in sterling money, as preference stock, and such preference stock shall have such preference and priority as respects dividends and otherwise over ordinary stock as may be declared by the resolution.

Rights of
preference
stock holders.

2. Holders of such preference stock shall be shareholders within the meaning of this Act, and shall in all respects possess the rights and be subject to the liabilities of shareholders within the meaning of this Act; provided, however, that in respect of dividends and otherwise, they shall, as against the ordinary shareholders, be entitled to the preference and rights given by such resolution.

First general
meeting.

6. So soon as two million dollars of the capital stock have been subscribed and ten per cent thereon has been paid into some chartered bank in Canada, the provisional directors shall call a meeting of the shareholders of the Company at the place where the head office is situate at such time as they think proper, giving the notice prescribed by section 41 of *The Railway Act*, at which meeting the shareholders who have paid at least ten per cent on the amount of stock subscribed for by them shall elect from the persons qualified not less than nine nor more than fifteen directors.

Annual
meeting.

7. The annual meeting of the shareholders shall be held on the third Tuesday in September in each year.

Election of
directors.

8. At each annual meeting the shareholders assembled who have paid all calls due on their shares shall choose not less than nine nor more than fifteen persons, as may be from time to time provided by by-law of the Company, to be directors of the Company, one or more of whom may be paid officers of the Company. No person other than a shareholder entitled to vote may vote or act as a proxy at any meeting of the Company.

Proxy holders.

9. The Government of Canada may from time to time appoint a director for such period as it deems proper, as provided for in the agreement referred to in the schedule to *The National Transcontinental Railway Act*, who shall not hold any shares in the Company, but shall be entitled to exercise all the powers, rights and privileges of a director elected by the shareholders.

Government
may appoint
one director.

10. The directors may annually appoint from among themselves an executive committee composed of at least three directors, for such purposes and with such duties as the directors by by-law determine; and the president shall be *ex-officio* a member of such committee.

Executive
committee of
directors.

11. The directors of the Company elected by the shareholders may make and issue as paid-up stock, shares in the Company, whether subscribed for or not, and may allot and hand over in payment for plant, rolling stock, docks, elevators, wharfs, warehouses, vessels, or materials of any kind, or as consideration for rights, powers and privileges acquired and also for the bona fide claims of contractors and engineers, such an amount of such common stock as shall be a fair and bona fide value for the property purchased, or for the rights, powers and privileges acquired, or services rendered, as aforesaid, other than promotion services, due regard being had to the then market value of the stock; and such issue and allotment of stock shall be binding on the Company, and such stock shall not be assessable for calls.

Issue of paid-
up stock.

12. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point at or near the city of Moncton, in the province of New Brunswick, through the central portion of the said province, and through the province of Quebec, to a point at or near the city of Quebec, thence in a north-westerly and westerly direction to a point on the boundary line between the provinces of Quebec and Ontario within fifty miles of Lake Abitibi; thence in a north-westerly and westerly direction passing to the north of Lake Nipigon, in the province of Ontario, to a point at or near the city of Winnipeg; thence westerly and north-westerly, passing through or near Battleford, Edmonton and Dunvegan, or by such other more feasible route as is hereafter located, but following in a general direction that herein indicated, and by way of either the Peace River pass, or the Pine River pass, or such other pass in the Rocky Mountains as is found most convenient and practicable, to Port Simpson or Bute Inlet, or such other port on the Pacific coast between the said points as is considered more accessible and better adapted for the purposes of the Company; and also a branch line from the main line southerly to a point at or near either North Bay or Nipissing Junction, and branch lines from points on the main line to a point on the Montreal

Line of rail-
way described

Branch lines.

and Western Railway or to the city of Montreal and to Port Arthur, Fort William, or any other Canadian port on Lake Superior approved by the Governor in Council, Brandon, Regina, Prince Albert and Calgary respectively; and also a branch line from some point in British Columbia to Dawson in the Yukon Territory; and the Company may, for the purpose of constructing its main line of railway, divide it into five sections, to be known as,—

Eastern
section.

(a.) "Eastern Section," to extend from the eastern terminus to a point at or near the city of Quebec;

Quebec
section.

(b.) "Quebec Section," to extend from a point at or near the city of Quebec to the boundary line between the provinces of Quebec and Ontario;

Woodland
section.

(c.) "Woodland Section," to extend from the last mentioned point to the city of Winnipeg;

Prairie
section.

(d.) "Prairie Section," to extend from the city of Winnipeg to a point at or near the eastern limit of the Rocky Mountains;

Mountain
section.

(e.) "Mountain Section," to extend from the last mentioned point to the Pacific coast.

And the said main line of railway and branches, together with such other branch lines, and any extensions of the said main line of railway, as are hereafter constructed or acquired by the Company, shall constitute the line of railway to be called the Grand Trunk Pacific Railway:

Proviso: as
to Prairie
Section.

Provided always that before the construction of any portion of the "Prairie Section" in the North-west Territories is commenced, the location thereof shall be subject to the approval of the Governor in Council, having regard to the principle that, except for the purpose of reaching proposed common points, or for other satisfactory reasons, such location shall, as far as practicable, be so made that such main line of railway shall be constructed at such distance, generally not less than thirty miles, from any other main line of railway running in the same direction, already constructed, or located by plans sanctioned by the Minister of Railways and Canals prior to the passing of this Act, as the Governor in Council may deem reasonable:

Proviso: as
to branch
lines from
line built by
Government.

Provided also that should the Government of Canada undertake the construction of a line of railway from the city of Winnipeg to the city of Moncton, and the Company not exercise the powers hereby conferred upon it in respect to the construction of the Eastern Section, the Quebec Section and the Woodland Section, the Company shall nevertheless have power to build branch lines from points on the line of railway so to be constructed by the Government to a point at or near North Bay, Nipissing Junction or Gravenhurst, and to Port Arthur, Fort William, or any other Canadian port on Lake Superior approved by the Governor in Council, respectively, and also to a point on the Montreal and Western Railway or to the city of Montreal, also to build a branch line from the main line at a point at or near Chipman to St. John, or to acquire any existing branch line which may serve the same purpose; and all

the powers by this Act conferred upon the Company with respect to branch lines authorized to be constructed from its main line of railway to the said points respectively shall fully and in all respects apply to branch lines constructed to such points from the said line of railway to be constructed by the Government.

13. The Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile upon the "Eastern Section," thirty thousand dollars per mile upon the "Quebec Section," thirty thousand dollars per mile upon the "Woodland Section," twenty thousand dollars per mile upon the "Prairie Section" and fifty thousand dollars per mile upon the "Mountain Section" of the Grand Trunk Pacific Railway, and also upon any branch lines to the extent per mile authorized to be issued upon that section of the railway within which such branch line joins the main line; and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed, or under contract to be constructed, or separately in respect of each of the said sections or of certain sections combined, or on the whole line of railway; and the Company may issue such bonds, debentures or other such securities in one or more separate series, and limit the security for any series to such of the franchises, property, assets, rents and revenues of the Company, present or future, or both, as are described in the mortgage made to a trustee or trustees to secure such separate series of bonds, debentures or other securities; and every such limited series of such bonds, debentures, or other securities, if so issued, shall, subject to the provisions contained in section 94 of *The Railway Act*, form a first charge upon, and be limited to the particular portion, section or sections of the railway, and to the franchises, property, assets, rents and revenues of the Company with respect to which they are issued and which shall be described in the mortgage made to secure the same; and all the provisions of sections 93 to 97, both inclusive, of *The Railway Act*, not inconsistent with this Act, shall apply to the bonds, debentures or other securities so to be issued. Bond issue.

14. The Company may, for the purposes of its business, build, purchase, hire, or otherwise acquire, charter, own, control and operate steam and other vessels for the carriage of passengers, mails and cargo, on any lakes, rivers or other navigable waters within the limits of Canada, or between ports in Canada and ports beyond Canada, as is found expedient; and may enter into agreements with owners of such vessels for any of such purposes; and may purchase grain and other freight for cargo, and sell or otherwise dispose thereof, and of such vessels; and may generally carry on the business of shipowners and carriers by water in connection with its undertaking; and may take and hold, either in the name of Vessels.

Freight.

Shares in
other com-
panies.

the Company, or in the name of some person as trustee for the Company, and dispose of, shares in any incorporated company having for one of its objects the exercise of any of the powers by this section conferred upon the Company; and any such incorporated company whose shares are held by the Company under the powers conferred by this section shall become subject to the jurisdiction of the Governor in Council or to any Railway Commission which may be established, so far as the provisions of any Railway Act in force shall apply to such incorporated company.

Power to
make charges
in steamship
business.

15. The Company may, in the operation of its steamship business, and subject to the jurisdiction of the Governor in Council or of any Railway Commission which may be established,—

Charges for
storage, etc.

(a.) charge on all property placed with it, or in its custody, such fair remuneration as may be fixed by the directors, for storage, warehousing, wharfage, dockage, cooperage, or any other care or labour in or about any such property on the part of the Company over and above the regular freight and primage upon any such property carried, or contracted to be, or intended to be, carried by it;

Recovery of
charges.

(b.) recover all charges and moneys paid or assumed by it subject to which goods come into its possession, and, without any formal transfer, shall have the same lien for the amount thereof upon such goods as the persons to whom such charges were originally due had upon such goods while in their possession, and the Company shall be subrogated by such payment to the rights and remedies of such persons for such charges;

Sale of
property on
non-payment
of charges.

(c.) on non-payment of freight advances and other charges due upon goods or property in its possession or under its control, sell at public auction the goods whereupon such advances and other charges have been made, and retain the proceeds, or so much thereof as is due to the Company, together with the costs and expenses incurred in and about such sale, and shall return the surplus (if any) to the owner of such goods or property; but before any such sale takes place thirty days' notice of the time and place thereof and of the amount of the charges or moneys payable to the Company in respect of such goods or property shall be given by registered letter, transmitted through the post office to the last known address of the owner of any such goods or property, except in the case of perishable goods or effects which may be sold after the expiration of one week, or sooner, if necessary, unless otherwise provided in the contract between the parties.

Power to hold
lands, wharfs,
warehouses,
buildings, etc.

16. The Company may purchase, lease or otherwise acquire, hold, enjoy and manage, as well in Canada as in such other places as are deemed expedient for the purposes of the Company, and either in the name of the Company or in the name of a trustee or trustees for the Company, such lands, water lots, wharfs,

wharfs, docks, dock yards, slips, warehouses, elevators, offices and other buildings as it finds necessary and convenient for its purposes; and may construct any of such works or buildings and sell or otherwise dispose thereof for the purposes of the Company; and may carry on the business of warehousemen and wharfingers, and charge wharfage and other dues for the use of any such property; and may take and hold, either in the name of the Company or in the name of some person as trustee for the Company, and dispose of, shares in any incorporated company having for one of its objects the exercise of any of the powers by this section conferred upon the Company, and may enter into any agreements with any such company respecting the use of any of the property of such company.

Wharfage.

Shares in other companies.

2. If the Company cannot agree with the owner for the purchase of any property in Canada required for wharfs, docks, dock yards, slips or elevators to be used in connection with the railway, it may cause a map or plan and book of reference to be made of such property, and all the provisions of sections 107 to 111, inclusive, of *The Railway Act* shall apply to the subject matter of this subsection and to the obtaining of such property and determining the compensation payable therefor.

Expropriation of land for wharfs, etc.

1888, c. 29.

17. The Company may, for the purposes of its railway and steamships and in connection with its business,—

Power to own hotels and restaurants.

(a.) build, purchase, lease or otherwise acquire, manage or control, at such points or places along its railway or any branch thereof, or at any ports or places of call of any of its steamships such buildings as it deems advisable for hotels and restaurants; and may purchase, lease and hold the land necessary for such purposes; and may carry on business in connection therewith, and afford such facilities as may tend to the comfort and convenience of the travelling public; and may let any such building for such purposes; and may acquire, hold and dispose of shares in any incorporated company having for one of its objects the exercise of any of the powers by this section conferred upon the Company, and enter into agreements with any such company respecting any of such building, lands, facilities or business;

(b.) purchase, lease and hold lands required for, and lay out, establish and manage parks and pleasure grounds, and give a lease thereof to, or contract with, any person for the use thereof upon such terms as the Company deems expedient.

Parks.

18. The Company, having been first authorized by a resolution passed at any annual meeting, or at a special general meeting of the shareholders duly called for that purpose, may from time to time issue bonds or debentures for the construction or acquisition of any vessels, or other properties, or works of any kind, other than the railway, which the Company is authorized to acquire or operate, but such bonds and debentures shall not exceed in amount the value of such vessels, properties and works.

Bond issue on property other than railway.

Amount limited.

Mortgages to
secure bonds.

19. For the purpose of securing each issue of such bonds or debentures the Company may execute a mortgage or mortgages, not contrary to law or inconsistent with the provisions of this Act, in such form, and containing such provisions and stipulations, as are approved of by the resolution mentioned in the next preceding section.

Provisions in
mortgages.

2. Each of such mortgages shall be made to a trustee or trustees to be appointed for that purpose at the said meeting, and may contain provisions determining the amount secured upon the vessels or class of vessels or upon any other properties, or works other than the railway to which it relates, the rank and priority of the bonds or debentures intended to be secured thereby, the rights and remedies to be enjoyed by the respective holders of such bonds or debentures, the mode of assuring the application of the proceeds of such bonds or debentures to the purposes for which they are to be issued, the rate of interest thereon, the place and time of payment of the principal and interest, the creation of a sinking fund for the redemption of the said bonds and debentures, and all the conditions, provisions and restrictions requisite for the effectual carrying out of the terms of the mortgage and for the protection of the holders of such bonds or debentures.

Power to bind
tolls and reve-
nues of pro-
perty other
than railway.

3. The Company may charge and bind the tolls and revenues of the vessels or class of vessels or properties or works other than the railway to which any such mortgage relates, and the whole or any part of any subsidy to be earned in connection therewith, in the manner and to the extent therein specified; and each such mortgage shall create absolutely a first lien and encumbrance upon the vessels or class of vessels or properties or works, other than the railway, therein described, as well as on the tolls, revenues and subsidies therein hypothecated, the whole being for the benefit of the holders of the bonds or debentures in respect of which such mortgage is made.

Ranking of
bond holders.

4. Each issue of bonds or debentures intended to be secured by any of the mortgages referred to in this section, shall entitle the holders of any of the bonds belonging to each such issue to rank *pari passu*, with all other holders of bonds of the same issue, and a duplicate of each such mortgage shall be filed in the office of the Secretary of State of Canada.

Bonds and
debentures.
Denomination
of issue.

20. Any bonds, debentures or other securities authorized by this Act may be issued in whole or in part in the denomination of dollars or of pounds sterling, and may be made payable, both as to principal and interest, in Canada, the United States or Europe; and the whole or any of such bonds, debentures or other securities may be pledged, negotiated or sold upon such conditions and at such price as the directors from time to time deem advantageous and in the interest of the Company.

Negotiability.

Land grant
bonds.

21. The Company, being first authorized as by section 18 provided, may also issue mortgage bonds, to be called

"Land Grant Bonds," to the extent of two dollars per acre, upon any land owned by the Company other than lands required for the purposes of its undertaking; and when so issued such bonds shall constitute a first mortgage upon such lands, and any such mortgage may be evidenced by a deed or deeds of mortgage made to a trustee or trustees appointed for that purpose at the meeting of shareholders authorizing it; and the said mortgage shall confer upon the trustee or trustees named therein, and upon the holders of the bonds secured thereby, such remedies, authorities, powers and privileges, and may contain such provisions and conditions, as are not contrary to law or inconsistent with the provisions of this Act or of any agreement entered into between the Company and the grantor of such lands.

22. The Company may construct, maintain, control and operate telegraph and telephone lines upon and along its railway and branches; and may establish offices for and undertake the transmission of messages for the public by any of its lines, and collect tolls therefor; and for any of the said purposes may enter into agreements with any other company, or may lease the Company's lines or any portion thereof, and may connect its lines with the lines of any companies having authority to operate telegraph or telephone lines, and may enter into arrangements with any such companies for the exchange and transmission of messages or for the working in whole or in part of the lines of the Company.

Telegraph and telephone lines along railway.

2. The Company may also construct, maintain and operate any other lines of telegraph and telephone, not exceeding one hundred miles in length in any one case, from any point on the lines constructed or to be constructed along the line of the Grand Trunk Pacific Railway, to connect such lines with any other lines of telegraph or telephone in Canada; and may also construct, maintain and operate telegraph and telephone lines from its western terminus or termini to any point on Vancouver Island, and for this purpose may lay submarine lines of telegraph and telephone between such points.

Lines to connect with other telegraph and telephone lines.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

Submarine lines.

Rates to be approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.

23. The Company may—

(a.) acquire, utilize and develop such lands, water powers, rights, easements and privileges in the vicinity of its railway or branches, and construct, maintain and operate such dams, reservoirs, buildings and works as are deemed

Powers.

Development of lands, water powers, etc.

Construction of dams and buildings for electricity.

Shares in others companies.

Shares in mining companies.

advisable for the generation, transmission and distribution of electricity for light, heat, power or any other purpose in connection with its railway, vessels and other properties and works, and for the purpose of supplying water for the use of its railway, vessels and other properties and works; and may supply, sell or otherwise dispose of any surplus water, electricity, electric or other power so developed or generated and not required for the purposes of the Company; and may take, hold and dispose of shares in, and enter into agreements with, any company incorporated for any of the purposes aforesaid;

(b.) take, hold and dispose of shares in any incorporated company authorized to acquire, develop, work and dispose of mines, minerals, mining rights, timber and timber lands, in the vicinity of its railway or branch lines, or to crush, smelt, reduce, amalgamate or otherwise treat and dispose of the ores and products of any such mines, or to engage in general mining and lumbering operations upon such lands, or in the manufacture and sale of the products thereof.

Patent rights.

24. The Company may, for the purposes of its business, acquire by lease, purchase or otherwise, and use and dispose of, any rights in letters patent, franchises and patent rights.

Power to grant right to erect buildings, etc., on Company's land.

25. The Company may grant or lease to any person the right to erect on lands belonging to the Company, warehouses, elevators, hotels, mills, manufacturing establishments or other buildings or works for the purpose of giving greater facilities to the public in doing business with the Company; and the buildings or works so erected shall not be bound by, or be subject to, any mortgage or lien on the property of the Company without the written consent of the owner of such buildings or works.

Tramways for transport of ore and freight.

26. The Company may construct, acquire and operate ropeways, for the transportation of ores and other freight, and also tramways, not exceeding ten miles in length in any one case, to or from any point on its railway or any branch thereof in the province of British Columbia, and shall have all such powers for the expropriation of land requisite for the convenient construction and operation of such works as are given by *The Railway Act* to railway companies for railway purposes; but the powers conferred upon the Company by this section shall not be exercised until a plan showing the route of the ropeways or tramways proposed to be constructed have been duly filed with the Department of Railways and Canals, and approved by the Railway Committee of the Privy Council, or such authority, tribunal or commission as is designated or constituted under any Act of the Parliament of Canada for the regulation or control of railways; and no such tramway or other way shall be constructed upon or along any street, highway or other public place within the limits of any municipality until the

Consent of municipalities.

Company has first obtained the consent of such municipality, within which such street, highway or other public place is situate.

2. Before such approval is given, notice of the application therefor shall be given in writing to every other railway company operating a railway in the said locality, and the said notice shall be published in *The Canada Gazette* for at least one month previous to the time named in the notice for the making of such application, and such notice shall state that all persons interested may appear and be heard on such application.

Notice of application for approval.

27. The Company may, for the purpose of promoting the settlement and cultivation of any lands served by its railway or branch lines, enter into agreements with actual or intending settlers, and for this purpose may aid such settlers by making advances, which may be secured upon such lands, or otherwise, and may construct and operate, or aid in, or subscribe towards the construction, maintenance and improvement of, roads, viaducts, aqueducts, ditches, flumes, saw and grist mills, and other similar works.

Aid to settlers.

28. The Company may enter into a lease of, or acquire running powers over or the right to work the line of, or enter into working arrangements with, any other railway company in Canada, or the Government of Canada, which has been or is hereafter empowered by the Parliament of Canada to make or grant the same to or with the Company, or may acquire by purchase the whole or any part of the railway and appurtenances of any other company so empowered to sell the same to the Company; and any agreement, lease or conveyance made or entered into in pursuance of this enactment may be for such periods, for such price, and upon such terms and conditions, as are from time to time agreed upon by the boards of directors of the respective companies, and shall be as valid and effectual as if it had been set out and specially authorized and confirmed by this Act; provided, however, that every such transaction shall be subject to the approval of two-thirds of the votes of the shareholders of the Company present or represented by proxy at an annual meeting or at a special general meeting duly called for that purpose, and thereafter the Company may acquire and hold shares, bonds or other securities of such other companies.

Lease and running powers over other railways

Approval of shareholders.

29. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada or any other company in Canada, so empowered, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, upon such terms and conditions and subject to

Agreement with another company.

such restrictions as are agreed upon between the directors of the companies parties to such agreements; provided that such agreement shall not take effect until it has first been approved of by two-thirds of the votes of the shareholders present or represented by proxy at any annual meeting or at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of shareholders and Governor in Council.

Notice of application for sanction.

Agreement to be filed with Secretary of State.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act* and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs and in which a newspaper is published.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days of its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreements with Government of Canada as to National Transcontinental Railway, etc.

30. The Company shall also have all the powers necessary to take over, assume and carry into effect an agreement entered into on behalf of the Company set forth in the schedule to the National Transcontinental Railway Act, and, in connection therewith, may enter into any lease, agreement, mortgage, or other contract or deed, and execute and perform all the terms and provisions of the said agreement, and may enter into any other agreement with the Government of Canada which the said Government is, or may hereafter be, authorized to enter into with the Company.

Agreement with Government as to railway from Moncton to Winnipeg.

31. The directors of the Company may enter into an agreement or agreements with the Government of Canada, or with Commissioners authorized to enter into such agreements on behalf of the Government of Canada, respecting the construction and operation of a line of railway, or any portion thereof, to be the property of the Government, between the city of Moncton, in the province of New Brunswick, and the city of Winnipeg, in the province of Manitoba; provided, however, that such agreement shall not take effect until it has first been approved of by a majority of the votes of the shareholders of the Company, present or represented by proxy at any annual meeting or at a special general meeting of the shareholders duly called for the purpose of considering it.

Power to acquire stock in other companies.

32. The Company may, in addition to the powers hereinbefore contained, acquire, hold, guarantee, pledge and dispose of stock, bonds or other securities of any company other than

a railway company, upon such terms as are specified in a by-law passed by the directors for that purpose and sanctioned by a vote of not less than two-thirds in value of the shareholders present or represented by proxy and voting at any annual meeting or at a special general meeting of the Company duly called for the purpose of considering the said by-law, and such by-law shall also be subject to the approval of the Governor in Council.

33. The Company may, if deemed expedient, so construct or arrange any bridge required for its railway, as to make it suitable for the passage of horses, vehicles and foot passengers and for general traffic purposes, and may construct and maintain all necessary approaches thereto and works in connection therewith, and shall in such case have a right to charge such tolls for use thereof as are approved of by the Governor in Council, and such tolls shall be subject to revision from time to time by the Governor in Council; and a notice showing the tolls authorized to be charged shall at all times be posted up in a conspicuous place on the said bridges. Bridges may be arranged for general purposes. Tolls.

2. The provisions of paragraph (f) of section 192 A of *The Railway Act* shall not apply to any bridge constructed for such purposes. 1899, c. 37, s. 3, not to apply.

3. The Company may unite with, or enter into any agreement with any other company, corporation or person, for the construction or maintenance of any such bridge and the approaches thereto, as a joint work, or for the joint working, control, management and use thereof. Agreement for joint working of bridge.

34. The Company may, for the benefit and on account of the Company, sell and convey any lands or other property not required for the purposes of the Company, and, with the consent or approval of the trustee or trustees holders of any mortgage forming a charge on the said lands or property, may apply the proceeds arising from such sale as the Company deems expedient; and any lands or other property so sold shall, on payment in full to the Company of the purchase money therefor, and on the delivery of a conveyance thereof duly executed by the Company, be vested in the purchaser thereof freed and discharged from all mortgages and charges of any nature by this Act or by the Company created. Sale of property not required by Company.

35. If the construction of the railway is not commenced, and three million dollars is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within seven years after the passing of this Act, the powers conferred upon the Company by Parliament shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction limited.



3 EDWARD VII.

CHAP. 123.

An Act for the Relief of Florence Lee Gray.

[Assented to 13th August, 1903.]

WHEREAS Florence Lee Gray, of the city of Toronto, in the Preamble.
county of York, and province of Ontario, whose maiden
name was Florence Lee Sheridan, wife of George Reginald
Gray, of the same place, has by her petition set forth that on
the nineteenth day of July, A.D. 1899, she was lawfully
married to him at Fulton, in the state of New York; that
thereafter they lived together as husband and wife until in or
about the month of November, 1901; that there has been no
issue of the said marriage; that he has committed adultery on
divers occasions with divers persons; that since the month of
November, A.D. 1901, she has lived separate and apart from
and has not cohabited with him; and whereas she has humbly
prayed that the said marriage may be dissolved, and that she
may be authorized to marry again, and that such further relief
may be afforded her as may be deemed meet; and whereas
she has proved the said allegations of her petition, and it is
expedient that the prayer thereof be granted; Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. The said marriage between the said Florence Lee Gray Marriage
and George Reginald Gray is hereby dissolved and shall dissolved.
henceforth be null and void to all intents and purposes what-
ever.

2. The said Florence Lee Gray may at any time hereafter Right to
marry any man whom she might lawfully marry in case the marry again.
said marriage with the said George Reginald Gray had not
been solemnized.



3 EDWARD VII.

CHAP. 124.

An Act respecting the Great North-west Central Railway Company.

[Assented to. 25th June, 1903.]

WHEREAS the Great North-west Central Railway Com- Preamble.
pany has, by its petition, prayed that it be enacted as
hereinafter set forth, and it is expedient to grant the prayer
of the said petition : Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows :—

1. The powers of the Great North-west Central Railway Powers of
construction
revived.
Company are hereby revived and continued so far as to author-
ize the construction and operation of two hundred miles of
railway extending in a westerly direction from the present
terminus of the railway at or near the Assiniboine River ; pro-
vided that the Company's powers as granted by Parliament Time
limited.
shall cease and be null and void as respects so much of the
said two hundred miles of railway as remains uncompleted at
the end of the year one thousand nine hundred and six.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 125.

An Act to incorporate the Guelph and Georgian Bay Railway Company.

[Assented to 18th August, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows :—

Preamble.

1. George B. Ryan, John Mowat Duff, Arthur F. H. Jones, Robert Lindsay Torrance, John H. Hamilton, John M. Taylor, John E. MacElderry, John Kennedy, Nathaniel Higinbotham, James Keleher, Alexander Stewart, Harry Gummer, James Innes MacIntosh, James Walter Lyon, Hugh McMillan and Donald Guthrie, all of the city of Guelph, together with such persons as become shareholders in the company, are incorporated under the name of "The Guelph and Georgian Bay Railway Company," hereinafter called "the Company."

Incorporation.
Corporate name.

2. The undertaking of the Company is declared to be a work for the general advantage of Canada.

Declaratory.

3. The persons named in section 1 of this Act are constituted provisional directors of the Company.

Provisional directors.

4. The capital stock of the Company shall be four hundred thousand dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Capital stock.

5. The head office of the Company shall be in the city of Guelph or in such other place in Canada as the Company determines by by-law.

Head office.

6. The annual meeting of the shareholders shall be held on the first Wednesday in September in each year.

Annual meeting.

Election of
directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not less than five nor more than nine persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the city of Guelph to, near or through Elora, Fergus and Arthur and to, near or through Mount Forest, in the county of Wellington, and thence through the county of Grey to Owen Sound, in the said county of Grey.

Branch lines.

9. The Company may also lay out, construct and operate the following branch lines:—

(a.) From a point on the main line in the county of Grey between Mount Forest and Owen Sound to Meaford in the said county;

(b.) From Guelph to or through Erin in the county of Wellington and to and through Orangeville in the county of Dufferin.

Bond issue.

10. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Telegraph
and telephone
lines.

11. The Company may construct and operate a telegraph line and telephone lines along and upon the whole length of its railway and branches, and may establish offices for the transmission of messages for the public, and collect tolls therefor, and for the purpose of erecting and working such telegraph and telephone lines the Company may enter into a contract with any other company.

Arrangements
with telegraph
and telephone
companies.

2. The Company may enter into arrangements with any other telegraph or telephone company for the exchange and transmission of messages or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraph or telephones of the Company until such rates or charges have been approved by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Agreement
with another
company.

12. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada, the Canadian Pacific Railway Company or the Guelph Radial Railway Company

Company for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, and for an amalgamation with any of the said companies, or for acquiring the Guelph Radial Railway Company and its franchises, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has first been approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the capital stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Notice of
application
for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement
to be filed
with Secretary
of State.

13. The Company may, under the authority of the ordinary shareholders given at a special general meeting duly called for that purpose, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, issue any portion of its capital stock as preference stock; but such preference stock shall only be issued and handed over to such municipal corporations as subscribe therefor or grant aid to the Company; and such preference stock shall have the special incidents and privileges defined by the following paragraphs, viz.:—

Preference
stock

(a.) The profits of each year shall be first applied to pay a cumulative preferential dividend at a rate not exceeding six per cent per annum;

(b.) The residue of surplus profits applicable for dividends in each year shall be divided among the holders of the ordinary shares;

(c.) Nothing herein contained shall prejudice or limit the powers or discretion of the directors as to the time or mode of application and distribution of profits, or as to the setting aside of profits for a reserve fund and depreciation accounts;

(d.) The holders of the said preference stock shall also be entitled to the preferential payment of the amount paid up on their shares out of the assets available for the return of capital,

in priority to any return of capital in respect of ordinary shares in the Company, and, subject thereto, the residue of such surplus assets shall belong to and be divided among the ordinary shareholders.

Rights of
holders.

2. The holders of such preference stock shall have and enjoy the rights, privileges and qualifications of holders of capital stock for voting at all meetings of shareholders and for the purpose of becoming directors.

Time for
construction
limited.

14. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 126.

An Act to incorporate the Hamilton, Galt and Berlin Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, declares and enacts as
follows:—

1. Edward J. Tisdale, of the city of Hamilton, Ontario; Incorporation.
Frederick W. Whiting, George B. Perry and Arthur C.
Lloyd, of Detroit, Michigan, and Arthur Tisdale, of Tilbury,
Ontario; together with such persons as become shareholders
in the company, are incorporated under the name of “Hamilton,
Galt and Berlin Railway Company,” hereinafter called Corporate name.
“the Company.”

2. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

3. The persons named in section 1 of this Act are consti- Provisional directors.
tuted provisional directors of the Company.

4. The capital stock of the Company shall be five hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

5. The head office of the Company shall be in the city of Head office.
Hamilton, in the province of Ontario, or in such other place
in Canada as the Company determines by by-law.

6. The annual meeting of the shareholders shall be held on Annual meeting.
the first Tuesday in September in each year.

Election of
directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not less than five nor more than nine persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the city of Hamilton, in the county of Wentworth, to some point in or near the town of Galt and the city of Berlin in the county of Waterloo.

Bond issue.

9. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement
with other
companies.

10. The Company may enter into agreements with the Grand Trunk Railway Company of Canada, the Canadian Pacific Railway Company, the Berlin and Waterloo Railway Company, the Galt, Preston and Hespeler Railway Company and the Berlin and Preston Railway Company for conveying or leasing to such companies the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such companies on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreements have been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering them, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreements have also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Agreement
to be filed
with Secretary
of State.

3. A duplicate of the agreements referred to in subsection 1 of this section shall, within thirty days after their execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Time for
construction
limited.

11. If the construction of the railway is not commenced, and fifteen per cent of the amount of the capital stock is not expended

expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 127.

An Act to incorporate the Home Bank of Canada.

[Assented to 10th July, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in the city of Toronto, and it is expedient
to grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. The persons hereinafter named, together with such others Incorpora-
tion.
as become shareholders in the corporation by this Act created,
are hereby constituted a corporation by the name of "The Corporate
name.
Home Bank of Canada," hereinafter called "the Bank."

2. The capital stock of the Bank shall be one million Capital stock.
dollars.

3. The chief office of the Bank shall be at the city of Toronto, Chief office.
in the province of Ontario.

4. Eugene O'Keefe, John Foy, James Mason, Henry Mill Provisional
directors.
Pellatt and Thomas Robert Wood, all of the city of Toronto,
in the county of York, in the province of Ontario, shall be
the provisional directors of the Bank.

5. This Act shall, subject to the provisions of section 16 of Duration of
Act.
The Bank Act, remain in force until the first day of July, 1890, c. 31.
in the year one thousand nine hundred and eleven.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 128.

An Act to incorporate the Hudson's Bay and Occidental Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. John A. Stewart and Thomas A. Code, both of the town Incorporation.
of Perth, Michael Kavanagh and W. H. Davis, both of the
city of Ottawa, Thomas Meaney and G. T. Smith, both of the
city of Quebec, together with such persons as become share-
holders in the company, are incorporated under the name of Corporate
“The Hudson's Bay and Occidental Railway Company,” here- name.
inafter called “the Company.”

2. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

3. The capital stock of the Company shall be five million Capital stock
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.

4. The head office of the Company shall be in the town of Head office.
Perth, in the province of Ontario, or in such other place in
Canada as the Company determines by by-law.

5. The annual meeting of the shareholders shall be held on Annual
the first Tuesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose seven persons to be directors of the Company, one or
more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point at or near Fort Churchill on Hudson's Bay to a point at or near the southern shores of Lake Athabasca, thence westerly through the Peace River pass to a point at or near Port Simpson on the Pacific Ocean.

Approval of
Governor
in Council.

2. The Company shall not commence the construction of its line of railway until the proposed route thereof has been approved by the Governor in Council, and as to any portion of any such line which lies along or through any mountain pass or river gorge which in the opinion of the Governor in Council has room for only one line of rails, every other railway whose authorized line necessarily runs through such pass or gorge shall, upon such conditions, terms and regulations as the Governor in Council makes in that behalf, also have the right to operate its line by the exercise of running powers, or otherwise, as the Governor in Council determines, over any such portion of the line of the Company as lies along or through such pass or gorge.

Rights of
other railways
in certain
cases.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, except that with respect to the portion of its railway from the Rocky Mountains to the Pacific Ocean the rate of issue may be thirty thousand dollars per mile; and such bonds, debentures, or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement
with another
company.

9. The Company may enter into an agreement with the Canadian Pacific Railway Company or the Canadian Northern Railway Company for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs, and in which a newspaper is published.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to be filed with Secretary of State.

10. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public and collect tolls for so doing; and for the purpose of operating such telegraph and telephone lines the Company may enter into a contract with any other company, and may lease the Company's lines or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

Telegraph and telephone lines.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange or transmission of messages, or for the working in whole or in part of the lines of the Company.

Arrangements with telegraph and telephone companies.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

Rates to be approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.

11. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act, or by *The Railway Act*, shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for construction of railway limited.



3 EDWARD VII.

CHAP. 129.

An Act respecting the Hudson's Bay and Pacific Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Hudson's Bay and Pacific Railway Company Preamble.
has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Notwithstanding anything contained in *The Railway Act* 1896 (2nd Sess.) c. 7; or in the Acts relating to the Hudson's Bay and Pacific Railway Company, the construction of the Company's railway may be commenced, and fifteen per cent on the amount of the capital stock expended thereon, within two years from the first day of October, one thousand nine hundred and three, and the railway finished and put in operation within five years from the first day of October, one thousand nine hundred and three; and if the said railway is not so commenced, and such expenditure is not so made, or if the said railway is not finished and put in operation, within the said respective periods, then the powers granted to the Company by Parliament shall cease and be null and void as respects so much of the railway as then remains uncompleted. 1898, c. 65; 1901, c. 65. Time extended.

2. J. A. Clarke, J. A. Reed, and Lieutenant Colonel Thomas Thomson Turnbull, all of London, England, Alphonse Racine and Eustache H. Lemay, of Montreal, William Pugsley, of St. John, N.B., and R. Jones, of Ottawa, are added to the board of provisional directors. Additional provisional directors.

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3 EDWARD VII.

CHAP. 130.

An Act respecting the Huron and Ontario Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Huron and Ontario Railway Company has Preamble
by its petition prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. Notwithstanding anything contained in *The Railway Act*, Time for construction extended.
the Huron and Ontario Railway Company may construct and
complete the line of railway and branches authorized by chapter
20 of the statutes of 1896 (First Session) and such lines shall be
commenced within two years and completed within five years 1896 (1st Sess.) c. 20.
from the passing of this Act, otherwise the powers of con-
struction granted by Parliament shall cease and be null and
void as respects so much of the said lines as then remains un-
completed.

2. The said Company may construct a branch from any point Branch line.
on its main line between the villages of Bradford, in the county
of York, and Shelburne, in the county of Dufferin, into the
city of Toronto, by such route as is found most convenient,
and such branch shall be commenced within two years and 1896 (1st Sess.) c. 20.
completed within five years from the passing of this Act,
otherwise the powers of construction granted by Parliament
shall cease and be null and void as respects so much thereof as
then remains uncompleted.

3. Subsection 1 of section 7 of the said Act is repealed and Provisional directors.
in lieu thereof it is enacted that A. McKinnon Cameron,
Albert E. Scanlon, Henry J. Rolston, William Laidlaw, Henry
Horton Miller, M. McNamara, John Green Murdock, Andrew Section 7 amended.
Malcolm, John M. Roberts and John Humberston, mentioned
in section 1 of the said Act, together with Alphonse B. Klein of

the town of Walkerton, John Gillies of the village of Teeswater, Robert J. Sproule of the village of Flesherton and David Robertson of the town of Walkerton, all in the province of Ontario, shall be the provisional directors of the said Company.

Capital
increased.
Section 8
amended.

4. Section 8 of the said Act is amended by striking out the word "two" in the first line thereof, and substituting therefor the word "three."

Agreements
with other
companies.
Section 12
amended.

5. Section 12 of the said Act is amended by inserting after the word "Canada" in line 2, the words "or the Canadian Pacific Railway Company."

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 131.

An Act to incorporate the Huron, Erie and Buffalo Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named and the Lake Erie and Detroit River Railway Company have, by their petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows:—

Preamble.

1. James Harrington Walker, Alexander Leslie, John Henry Coburn, all of Walkerville, in the province of Ontario, James Harvey Simpson and Frederick Waeir Stevens, of Detroit, Michigan, together with such persons as become shareholders in the company, are incorporated under the name of "The Huron, Erie and Buffalo Railway Company," hereinafter called "the Company."

Incorporation.
Corporate name.

2. The works of the Company are declared to be for the general advantage of Canada.

Declaratory.

3. The persons named in section 1 of this Act are constituted provisional directors of the Company.

Provisional directors.

4. The capital stock of the Company shall be one million dollars.

Capital stock.

5. The head office of the Company shall be in the town of Walkerville, Ontario.

Head office.

6. The annual meeting of the shareholders of the Company shall be held on the first Monday in September in each year.

Annual meeting.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose

Directors.

choose not less than five nor more than nine persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from some point on the line of railway of the Lake Erie and Detroit River Railway Company at or near St. Thomas, thence in a generally easterly direction to some point on the Niagara River between Niagara Falls and Lake Erie, or to some point on Lake Erie southerly or westerly from Fort Erie; and a line of railway of the said gauge from some point on the line of the Lake Erie and Detroit River Railway Company at or near St. Thomas, thence in a generally westerly and northerly direction to a point on the said company's line at or near Sarnia; and the Company may also construct and operate wharfs, docks, slips, warehouses and other conveniences at the terminal points of the said lines of railway for use in connection with its railways, and may also construct or acquire by lease, purchase or otherwise and operate car ferry-boats and other boats for the carriage of cars, passengers and freight in connection with its railways, and may connect its said railways with any railway bridges which are now or hereafter may be built across the Niagara River between Niagara Falls and Lake Erie and across the St. Clair River at or near Sarnia, and may enter into agreements for the use of such bridges or for the carrying of the Company's cars and traffic over the same.

Wharfs.

Ferries.

Bond issue.

9. The Company may, under the provisions of *The Railway Act*, issue bonds, debentures or other securities as follows:—

(a.) to the extent of twenty thousand dollars per mile of its lines of railway and branches single tracked;

(b.) to the extent of an additional ten thousand dollars per mile double tracked, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed single tracked or double tracked, as the case may be, or under contract to be so constructed;

(c.) to the extent of an additional five thousand dollars per mile of its lines of railway for acquiring rolling stock and equipment and for no other purpose.

Bridge
powers over
Niagara and
St. Clair
rivers.

10. The Company may acquire by purchase, lease or otherwise and may maintain and operate any bridge across the Niagara River or the St. Clair River with which its railway may connect, and the Company may acquire shares in the capital stock of, or the bonds, debentures or other securities of, any company owning or leasing or authorized to construct any such bridge, also shares in the capital stock of, or the bonds, debentures or other securities of, any company owning or leasing or authorized to acquire or construct railway terminals, properties and conveniences in or near Buffalo in the state of New York, and for the purposes in this section

Power to
acquire
interests in
certain
companies.

mentioned the Company may from time to time issue its bonds, debentures or other securities to an amount not exceeding the actual purchase price of the properties, shares or securities purchased. Bond issue therefor.

11. The Company may construct and operate telegraph and telephone lines upon and along its railway and branches, and may establish offices for the transmission of messages for the public and collect tolls therefor, and, for the purpose of operating such telegraph or telephone lines, the Company may enter into contracts with any companies having power to construct or operate telegraph or telephone lines for the exchange or transmission of messages, or for the working in whole or in part of the lines of the Company. Telegraph and telephone lines.

2. No tolls or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such tolls or charges have been approved of by the Governor in Council, and such tolls and charges shall be subject to revision, from time to time, by the Governor in Council. Rates to be approved.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company. R.S.C., c. 132.

12. If the construction of the lines of railway hereby authorized are not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the said railways are not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much thereof as then remains uncompleted. Time for construction limited.



3 EDWARD VII.

CHAP. 132.

An Act to incorporate the Canadian Agency.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows :—

1. Eugene Bruneau, William Bentham, J. W. Blair, A. Incorporation.
Charles Bourne, Saumarez Carmichael, Archibald Campbell,
Samuel W. Ewing, Arthur K. Fisk, Robert B. Hutcheson,
Louis E. Morin, senior, de Ligny Olivier, Henry W. Raphael, J.
J. Rosevear and the Honourable Alfred A. Thibaudeau, all of
the city of Montreal, together with such persons as become
shareholders in the company, are incorporated under the name
of "The Canadian Agency," hereinafter called "the Com- Corporate
pany," and the last five persons above named shall be the pro- name.
visional directors of the Company, and shall hold office until Provisional
the first general meeting of the Company. directors.

2. The capital stock of the Company shall be two hundred Capital stock.
thousand dollars, divided into shares of one hundred dollars
each.

3. The Company may increase its capital to one million dol- Increase of
lars by successive issues of two hundred thousand dollars at a capital.
time, after each previous issue of two hundred thousand dollars
has been fully subscribed and paid up in cash ; but the stock
shall not be increased until a resolution of the board of
directors authorizing such increase has been submitted to and
confirmed by two-thirds in value of the shareholders present
or represented by proxy at a special general meeting of the
shareholders duly called for that purpose.

4. The head office of the Company shall be in the city of Head office.
Montreal, in the province of Quebec, or at such other place in
Canada

Canada as the directors from time to time determine by by-law ; but the Company may establish other offices and places of business at any place in Canada or Great Britain.

Election of directors.

5. As soon as not less than one hundred thousand dollars of the capital stock have been subscribed and twenty-five per cent thereon has been paid into some chartered bank in Canada, —which amount shall not be withdrawn except for the purposes of the Company,—the provisional directors may call a general meeting of the shareholders at some place to be named in the city of Montreal, at which meeting shall be elected the board of directors of the Company, who shall hold office until their successors are appointed ; and upon the election of such board the functions of the provisional directors shall cease.

Number of directors.

2. The affairs of the Company shall be managed by a board of not less than five nor more than nine directors, a majority of whom shall form a quorum.

Qualification.

3. No person shall be a director unless he holds in his own name and for his own use at least ten shares of the capital stock of the Company, and has paid all calls due thereon and all liabilities incurred by him to the Company.

Voting power.

6. Every shareholder of the Company who has paid all calls due on his shares shall be entitled to one vote for each share held by him.

Powers of directors.

7. The business of the Company shall be managed by the directors, who may pay all expenses incurred in organizing and incorporating the Company, and may affix the seal of the Company, and may make or cause to be made for the Company any description of contract which the Company may by law enter into, and may exercise all such powers of the Company as are not by this Act required to be exercised by the Company in general meeting, and the directors may, from time to time, among other things also exercise the following powers, the same being specifically referred to for greater certainty, but not so as to restrict the generality of the foregoing terms of this section,—

As to stock.

(a.) regulate the allotment of stock, the making of calls, the payment thereof, the issue and registration of certificates of stock, the forfeiture of stock for non-payment, the disposal of forfeited stock and of the proceeds thereof, and the transfer of stock ;

Dividends.

(b.) declare and pay dividends ;

Remuneration of officers.

(c.) determine the remuneration of the directors and other officers and servants ;

Appointment of officers.

(d.) appoint and remove all agents, officers and servants of the Company, and provide for and determine their functions and duties, the security to be given by them to the Company and their remuneration ;

Meetings.

(e.) determine the time and place for the holding of all meetings of the Company, the calling of all meetings of the board

board of directors and of the Company, the quorum at meetings of the directors and of the Company, and the procedure in all things at such meetings ;

(f.) provide for the imposition and recovery of all penalties Penalties. and forfeitures admitting of regulation by by-law ;

(g.) conduct in all other particulars the affairs of the Com- Conduct of affairs. pany ;

(h.) make by-laws for the regulation of the business of the By-laws. Company, its officers and servants, or the members of the Company.

8. The Company may—

(a.) act generally as agent or attorney for the transaction of Powers. business, receiving or collecting any principal, interest, rents, General agency. coupons, mortgages, debts, dividends, debentures, bills, notes and securities or evidences of debt or demand of any nature, and in the purchase or sale of any real or personal property, and generally in all matters in the nature of a general agency ;

(b.) act as agents for the purpose of issuing, countersigning, Issuing stock, etc. registering or otherwise ascertaining and certifying to the genuineness of certificates of stock, bonds, debentures or other obligations or securities for money of any government, municipal or other corporate body or society duly authorized to issue and make the same, and act generally as fiscal or other agent for such government, society or corporate body ;

(c.) make loans or advances to companies authorized to construct tramways, electric light or power plants, water works, docks and warehouses, or to the contractors for any of the said works ; issue, sell or make loans or advances upon any of the securities of the said companies, or any of them, or of the said contractors, and otherwise assist the said companies or contractors ; and in case of default by any of the said companies or contractors in the repayment of the said loans or advances, or the failure to carry out any contracts or agreements by the said companies or contractors, the Company may, under the authority granted to the said companies or contractors, continue and complete the said works in the name of any of the said companies or contractors, or in the name of the Company, on such terms and conditions as may be agreed upon with the said companies or contractors ;

(d.) promote or assist in promoting any other company, Promote companies. and for such purpose may subscribe for, buy and sell debentures, mortgage debentures or other securities of such other company, and otherwise may employ the money or credit of the Company in any manner deemed expedient for any such purpose, either by actually employing any portion of the moneys of the Company for any such purpose, or by placing on the market or guaranteeing the issue of, or the payment of interest on, the shares, debentures, mortgage debentures, obligations or securities of such other company ; may purchase insolvent estates or any part thereof, and may sell or otherwise dispose of the assets thereof, and wind up the business thereof ;

may act as agent in collecting and converting into money, debts, securities and property mortgaged or pledged; may close and wind up the business of persons, partnerships, associations and corporate bodies, and may do such incidental acts and things as are necessary for such purposes, and may accept the office and perform the duties of a liquidator under *The Winding Up Act*.

Trust moneys
to be kept
distinct.

9. The moneys and securities of such person or corporation for whom the Company acts shall always be kept distinct from those of the Company and in separate accounts, and so marked in the books of the Company for each such person or corporation as always to be distinguished from any other in the registers and other books of account kept by the Company, so that at no time shall such moneys and securities form part of or be mixed with the general assets of the Company, and such moneys and securities shall not be liable for the debts and obligations of the Company.

Not liable for
debts of Com-
pany.

Limitation of
time for hold-
ing real estate.

10. No parcel of land or interest therein at any time acquired by the Company and not required for its actual use and occupation, or held by the Company or by any trustee on its behalf, shall be held by the Company or by any such trustee for a longer period than seven years after the acquisition thereof, but shall be absolutely sold and disposed of so that the Company shall no longer retain any interest therein unless by way of security, and any such parcel of land or any interest therein not within the exceptions hereinafter mentioned, which has been held by the Company for a longer period than seven years without being disposed of, shall be forfeited to His Majesty, provided that the Governor in Council may extend the said period from time to time not exceeding in the whole twelve years; and further provided that no such forfeiture shall take effect or be enforced until the expiration of at least six calendar months after notice in writing to the Company of the intention of His Majesty to claim such forfeiture; and it shall be the duty of the Company to give the Minister of Finance and Receiver General, when required, a full and correct statement of all lands, at the date of such statement, held by the Company, or in trust for the Company, and subject to these provisions.

Forfeiture.

Enforcement
of forfeiture.

Statement to
be furnished.

1899, c. 41, s.
45.

11. Section 45 of *The Loan Companies Act, Canada, 1899*, shall apply to the Company.

Certificate
from Minister
of Finance
before com-
mencement of
business.

12. The Company shall not act as agent or attorney or otherwise carry on business until it has obtained from the Minister of Finance a certificate permitting it to do so, and no application for such certificate shall be made, and no certificate shall be given until the board of directors has been elected, as provided in section 5, and until it has been shown to the satisfaction of the Minister of Finance and Receiver General that the provisions

provisions of the said section have been complied with, and no such certificate shall be given unless application therefor be duly made within one year after the passing of this Act.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 133.

An Act to confer on the Commissioner of Patents certain powers for the relief of the International Railway Appliance Company.

[Assented to 25th June, 1903.]

WHEREAS the International Railway Appliance Company, Preamble. having its head office in the city of Buffalo, in the state of New York, one of the United States, has, by its petition, represented that on and prior to the twenty-first day of January, one thousand nine hundred and one, J. J. Gartshore and J. H. Parkinson were the proprietors of letters patent under the seal of the Patent Office, dated January, the twenty-first, one thousand eight hundred and ninety-five, for improvements in brake shoes, being patent number forty-seven thousand nine hundred and sixty-one, and that on and prior to the ninth day of March, one thousand nine hundred and one, they were also proprietors of letters patent under the seal of the Patent Office, dated the ninth day of March, one thousand eight hundred and ninety-five, for improvements in a process for making brake shoes, being patent number forty-eight thousand three hundred and ninety-one; that on or before the expiration of the first six years of the said two letters patent respectively, which were each granted for a period of eighteen years, only the partial fee for the first six years being paid on the issue of each of the said two patents, the said Gartshore and the said Parkinson were entitled, upon application therefor, to a certificate of payment of the additional fee on each of the said two patents provided by section 22 of *The Patent Act*, chapter 61 of the Revised Statutes, as enacted by section 5 of chapter 24 of the statutes of 1892 and section 3 of chapter 34 of the statutes of 1893; that the said Gartshore and the said Parkinson inadvertently omitted to make such application on or before the twenty-first day of January, one thousand nine hundred and one, and the ninth day of March, one thousand nine hundred and one, with respect to each of the said patents; that, after investigation of title, all interest in the said patents was assigned to the said company by the said Gartshore and

R.S.C., c. 61,
s. 22;
1892, c. 24, s. 5;
1893, c. 34,
s. 3.

the said Parkinson, on the twelfth day of October, one thousand nine hundred and one, and the assignment was duly registered in the Patent Office at Ottawa, on the fifteenth day of October, one thousand nine hundred and one, without discovery being made of the lapse of the said patents; that about the month of April, one thousand nine hundred and two, it was discovered that the said two patents had lapsed before assignment to the said company, and application was thereafter made to pay the said fees on the said two patents, at which date such application could not be entertained, as the Commissioner of Patents could not then accept the additional fees and grant certificates of payments thereof; that brake shoes made in accordance with the said patents have been manufactured and sold in Canada ever since the date of the said two patents respectively, and all demands for the said brake shoes have been and still are being filled; and whereas the said company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Commissioner
of Patents
may extend
duration of
letters patent.

1. Notwithstanding anything to the contrary in *The Patent Act*, or in the two letters patent mentioned in the preamble, the Commissioner of Patents may receive from the International Railway Appliance Company, applications for certificates of payment, and the usual fees upon each of the said letters patent for the remainder of the term of eighteen years from the date thereof respectively, and may grant and issue to the said International Railway Appliance Company the certificate of payment of fees provided by *The Patent Act*, and an extension of the duration of each of the said letters patent to the full term of eighteen years, in as full and ample a manner as if application therefor had been duly made within six years from the date of grant of each of the two letters patent.

Rights of
third persons
saved.

2. Any person who has, within the period between the twenty-first day of January, one thousand nine hundred and one, and the extension hereby authorized of the said letters patent, forty-seven thousand nine hundred and sixty-one, or within the period between the ninth day of March, one thousand nine hundred and one, and the extension hereby authorized of the said letters patent numbered forty-eight thousand three hundred and ninety-one, commenced to manufacture, use and sell in Canada, the inventions covered by the said letters patent respectively, such person may continue to manufacture, use and sell such inventions, in as full and ample a manner as if this Act had not been passed.



3 EDWARD VII.

CHAP. 134.

An Act respecting the Interprovincial and James Bay Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Interprovincial and James Bay Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows:—

Preamble.

1. Chapter 66 of the statutes of 1901, incorporating the Interprovincial and James Bay Railway Company, is revived and declared to be in force. 1901, c. 66,
revived.

2. The time limited by section 89 of *The Railway Act* for the commencement of the railway of the Interprovincial and James Bay Railway Company, and for the expenditure of fifteen per cent on the amount of the capital stock, is extended for two years from the passing of this Act, and the time limited by the said section for finishing and putting the said railway in operation is extended for five years from the passing of this Act; and if the said railway is not so commenced, and such expenditure is not so made, or if the said railway is not finished and put in operation as herein provided, then the powers conferred upon the said Company by Parliament shall cease and be null and void as respects so much of the said railway as then remains uncompleted. Time
extended.

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3 EDWARD VII.

CHAP. 135.

An Act to incorporate the Joliette and Lake Manuan Colonization Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows :—

1. Dangeville Dostaler and Ernest Hébert, both of the town of Joliette, in the province of Quebec; Amédée Dugas and Edgar Turgeon, both of the parish of St. Jean de Matha in the said province, and Joseph Albert Archambault, of St. Michel des Saints in the said province, together with such persons as become shareholders in the company, are incorporated under the name of “The Joliette and Lake Manuan Colonization Railway Company,” hereinafter called “the Company.”

Incorporation.

Corporate name.

2. The undertaking of the Company is declared to be a work for the general advantage of Canada.

Declaratory.

3. The persons named in section 1 of this Act are constituted provisional directors of the Company.

Provisional directors.

4. The capital stock of the Company shall be one million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Capital stock.

5. The head office of the Company shall be in the town of Joliette, in the province of Quebec, or at such other place in Canada as the Company from time to time determines by by-law.

Head office.

6. The annual meeting of the shareholders shall be held on the first Wednesday in September in each year.

Annual meeting.

Election of
directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the town of Joliette, in the province of Quebec, following a northerly direction as far as Sainte Emélie de l'Energie in the electoral district of Joliette, thence following a north by north-westerly direction as far as St. Michel des Saints in the electoral district of Berthier, and thence to a point near Lake Manuan in the said province.

Telegraph and
telephone
lines.

9. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and establish offices for the transmission of messages for the public, and collect tolls for so doing, and for the purpose of operating such telegraph and telephone lines the Company may enter into a contract with any other company or may lease the Company's lines, or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

Arrangements
with telegraph
and telephone
companies.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange and transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bonds on
railway.

10. The Company may issue bonds, debentures, or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures, and other securities may be issued only in proportion to the length of the railway constructed or under contract to be constructed.

Agreement
with another
company.

11. The Company may enter into an agreement with the Great Northern Railway Company, the Canadian Pacific Railway Company, or the Montreal Terminal Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms

and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit: provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs and in which a newspaper is published.

Notice of
application
for sanction.

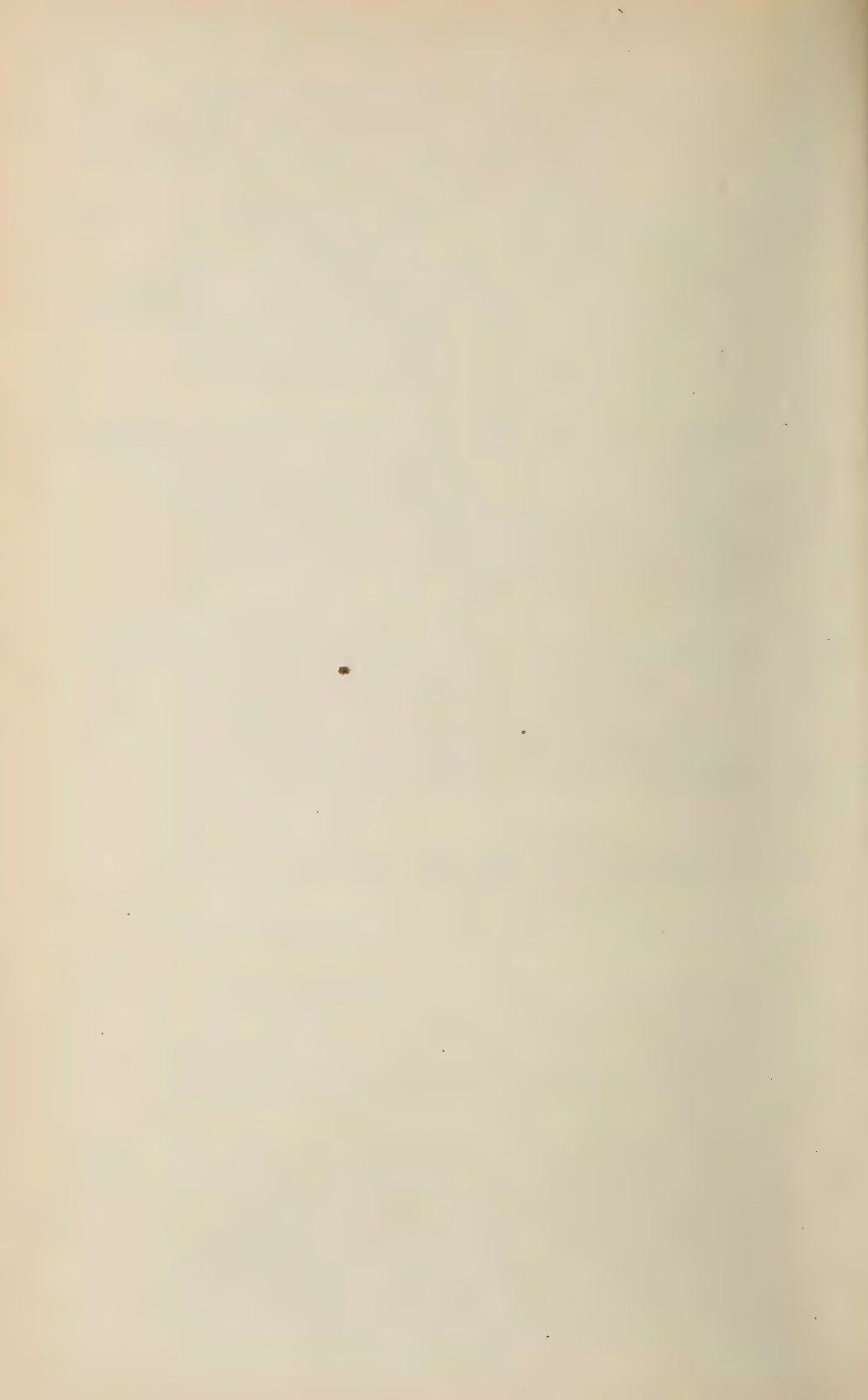
3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to
be filed with
Secretary of
State.

12. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers of construction granted by Parliament shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for
construction
limited.

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3 EDWARD VII.

CHAP. 136.

An Act respecting the Hamilton and Lake Erie Power Company, and to change its name to the "Jordan Light, Heat and Power Company."

[Assented to 25th June, 1903.]

WHEREAS the Hamilton and Lake Erie Power Company Preamble.
has, by its petition, prayed that it be enacted as herein
after set forth, and it is expedient to grant the prayer of the
said petition : Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
declares and enacts as follows :—

1. The name of the Hamilton and Lake Erie Power Com- Name
pany, hereinafter called "the Company," is changed to the changed.
"Jordan Light, Heat and Power Company," but such change
of name shall not in any way impair, alter or affect the rights Existing
or liabilities of the Company, nor in anywise affect any suit or rights saved.
proceeding now pending, or judgment existing, either by, or
in favour of, or against the Company, which, notwithstanding
such change in the name of the Company, may be prosecuted,
continued, completed and enforced as if this Act had not been
passed.

2. The powers granted to the Company by chapter 78 of Powers
the statutes of 1895, as amended by chapter 104 of the statutes revived
of 1898, are revived and declared to be in force, and the time and time
limited for the commencement and completion of the works of extended.
the Company is extended for two and five years respectively 1895, c. 78 ;
from the passing of this Act, and if the said works are not so 1898, c. 104.
commenced and completed, the powers granted for the con-
struction thereof shall cease and be null and void as respects
so much of the undertaking as then remains uncompleted.

3. Section 7 of chapter 78 of the statutes of 1895 is amended 1895, c. 78,
by striking out all the words after the word "Company" in s. 7 amended.
the eighth line thereof.



3 EDWARD VII.

CHAP. 137.

An Act to confer on the Commissioner of Patents certain powers for the relief of the Keller Heater Company of Canada, Limited.

[Assented to 24th October, 1903.]

WHEREAS the Keller Heater Company of Canada, Limited, Preamble.
has represented that it is incorporated by letters patent granted by the province of Ontario under "The Ontario Companies Act" on the seventh day of May, nineteen hundred and three, and has its principal place of business in the city of Toronto, in the province of Ontario and that it is the holder and owner of letters patent issued under the seal of the Patent Office, as assignee of James W. Pyke and Thomas Palmer Howard, dated the tenth day of July, nineteen hundred and three, for new and useful improvements in feed water heaters and condensers, being patent number fifty-six thousand six hundred and fifty-three; that the said patent was issued for the term of six years on the fifteenth day of July, eighteen hundred and ninety-seven, on condition of, and subject to, the payment of further fees and the presentation to the Commissioner of Patents of a petition for the grant of a certificate or certificates of payment of further fees on or before the expiration of the first six years, as provided by section 22 of *The Patent Act*, as amended by section 5 of R.S.C., c. 61, chapter 24 of the statutes of 1892, and section 3 of chapter 34, s. 22, of the statutes of 1893; that the said six years expired on the 1892, c. 24, s. 5. fifteenth day of July, nineteen hundred and three; that the 1893, c. 34, s. 3. said letters patent which were granted originally in favour of James M. Keller, of Denver, Colorado, in the United States, remained in the hands of the said James M. Keller until he assigned his rights thereto by assignment dated the seventeenth day of February, nineteen hundred and three, in favour of the said James W. Pyke and Thomas Palmer Howard; that it was not to the knowledge of the said James W. Pyke and Thomas Palmer Howard nor of the Keller Heater Company of Canada, Limited, that the said patent would expire on the fifteenth of July, nineteen hundred and three, and it

was only brought to the knowledge of the said company by a communication from the Patent Office on the seventeenth day of July, nineteen hundred and three, when the last assignment made to the said company was forwarded to the Patent Office for registration; that by reason of the failure to present a petition to the Commissioner of Patents for an extension of the said patent, and to pay the fee required therefor, the said patent has lapsed; that the said invention has been and is being manufactured and sold in Canada; that the Keller Heater Company of Canada, Limited, has been incorporated solely for the purpose of manufacturing, exploiting and selling to the public in Canada the patented invention, and has expended large sums of money in contemplation of the said business; that the said company would have been entitled to two further periods of six years each of the term of said patent but for the said accidental lapse of its rights; and whereas the said company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Commissioner
of Patents
may extend
duration of
letters patent.

1. Notwithstanding anything to the contrary in *The Patent Act*, or in the letters patent mentioned in the preamble, the Commissioner of Patents may receive from the Keller Heater Company of Canada, Limited, a petition or petitions for a certificate or certificates of payment of further fees and the usual fees upon the said letters patent for the remainder of the term of eighteen years from the date of the said patent, and may grant and issue to the said company the certificate or certificates of payment of further fees provided by *The Patent Act*, and an extension or extensions of the term or duration of the said patent to the full term of eighteen years, in as full and ample a manner as if the application therefor had been duly made within the first six years of the term of the said letters patent from the date of issue of the said letters patent.

Rights of
third persons
saved.

2. If any person has, in the period between the fifteenth day of July, one thousand nine hundred and three, and the date of the first of the certificates hereinbefore authorized to be issued, commenced to manufacture, use and sell in Canada the invention covered by the said letters patent, such person may continue to manufacture, use and sell such invention in as full and ample a manner as if this Act had not been passed.

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3 EDWARD VII.

CHAP. 138.

An Act respecting the Kettle River Valley Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Kettle River Valley Railway Company has, Preamble.
by its petition, prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the said 1901, c. 68.
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. The Kettle River Valley Railway Company may enter Agreement with another company.
into an agreement with the Republic and Kettle River Railway
Company, the Washington and Great Northern Railway Com-
pany, or the Columbia and Western Railway Company, for
conveying or leasing to such company the railway of the
Company, in whole or in part, or any rights or powers acquired
by the Company, as also the franchises, surveys, plans, works,
plant, material, machinery or other property to it belonging,
or for an amalgamation with such company, on such terms and
conditions as are agreed upon, and subject to such restrictions
as to the directors seem fit.

2. No agreement made under the authority of this Act Approval of shareholders and Governor in Council.
shall be acted on unless and until it has been first approved
by two-thirds of the votes of the respective parties thereto at
general or special general meetings of the shareholders of each
company duly called for the purpose of considering it,—at
which meeting shareholders representing at least two-thirds in
value of the stock are present or represented by proxy,—and
that such agreement has also received the sanction of the
Governor in Council.

3. Unless the said agreement has been approved by every Notice of application for sanction.
shareholder in each company party thereto, the sanction of
the Governor in Council shall not be signified until after notice
of the proposed application therefor has been published in the
manner

manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Agreement
to be filed
with Secretary
of State.

4. A duplicate of the agreement referred to shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this Act having been complied with.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 139.

An Act respecting the Kingston and Pembroke Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Kingston and Pembroke Railway Company Preamble.
has, by its petition, prayed that it be enacted as herein-
after set forth, and it is expedient to grant the prayer of the
said petition: Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. The time for the completion of the railway and branches Time for completion extended.
of the Kingston and Pembroke Railway Company is extended
for the period of five years from the passing of this Act, and
if the railway and branches are not then completed the powers 1898, c. 67.
conferred upon the said Company by Parliament shall cease
and be null and void as respects so much of the railway and
branches as then remains uncompleted: but the said Com- Proviso: rate of construction.
pany shall construct at least ten miles of its branch line between
Sharbot Lake and Carleton Place within eighteen months from
the passing of this Act, and at least ten miles in each year
thereafter, otherwise the powers of construction granted by
Parliament shall cease and be null and void as respects so
much of such branch line as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 140.

An Act respecting the Klondike Mines Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Klondike Mines Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said 1899, c. 72 ;
petition : Therefore His Majesty, by and with the advice and 1901, c. 69 ;
consent of the Senate and House of Commons of Canada, enacts 1902, c. 66.
as follows :—

1. Section 14 of chapter 72 of the statutes of 1899, being an 1899, c. 72, s.
Act to incorporate the Klondike Mines Railway Company, as 14; 1901, c. 69;
amended by chapter 69 of the statutes of 1901, and section 3 and 1902, c. 66,
of chapter 66 of the statutes of 1902, being an Act respecting s. 3 repealed.
the said Company, are repealed.

2. If the construction of the railway is not commenced, and Time for
fifteen per cent on the amount of the capital stock is not construction.
expended thereon, within two years after the passing of this
Act, or if the railway is not finished and put in operation
within five years after the passing of this Act, the powers
conferred upon the said Company by Parliament shall cease and
be null and void as respects so much of the railway as then
remains uncompleted.

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3 EDWARD VII.

CHAP. 141.

An Act to incorporate the Kootenay, Cariboo and Pacific Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. C. Hungerford Pollen, Robert L. T. Galbraith, Hugh Incorporation.
Watt and James A. Harvey, all of the town of Fort Steele,
in the province of British Columbia, together with such per-
sons as become shareholders in the company, are incorporated
under the name of the “The Kootenay, Cariboo and Pacific Corporate
Railway Company,” hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

3. The capital stock of the Company shall be one million Capital stock.
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.

4. The head office of the Company shall be in the town of Head office.
Fort Steele, in the province of British Columbia, or in such
other place in Canada as the Company determines by by-law.

5. The annual meeting of the shareholders shall be held on Annual
the first Monday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose seven persons to be directors of the Company, one or
more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the town of Golden, in the province of British Columbia, thence north-westerly following the course of the Columbia and Canoe Rivers to a point at or near Tête Jaune Cache, or to a connection with a transcontinental railway coming through Yellow Head Pass; and from that or some other convenient point to or near to the town of Barkerville; and thence by the most feasible route to or near Fort George on the Fraser River.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreements
with another
company.

9. The Company may enter into an agreement with the Canadian Pacific Railway Company, the Canadian Northern Railway Company, the Grand Trunk Pacific Railway Company, or the Kootenay Central Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs and in which a newspaper is published.

Agreement to
be filed with
Secretary of
State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Time for
construction
limited.

10. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not

expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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3 EDWARD VII.

CHAP. 142.

An Act respecting the Kootenay Central Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Kootenay Central Railway Company has Preamble.
by its petition prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the
said petition: Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. Section 12 of chapter 71 of the statutes of 1901 is 1901, c. 71,
repealed, and the following is substituted therefor:— new s. 12.

"12. If the construction of the railway is not commenced, Time for
and fifteen per cent of the amount of the capital stock is **not** construction
expended thereon, within three years from the passing of this extended.
Act, or if the railway is not finished and put in operation
within six years from the passing of this Act, the powers
conferred upon the Company by Parliament shall cease and be
null and void as respects so much of the railway as then
remains uncompleted."

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 143.

An Act respecting the Lake Erie and Detroit River Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Lake Erie and Detroit River Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :— Preamble.

1. The Lake Erie and Detroit River Railway Company, hereinafter called "the Company," may lay out, construct and operate the following lines of railway of the gauge of four feet eight and one-half inches, namely,— Lines of railway authorized.

(a.) from a point on the Company's line between Walkerville and Harrow, thence in a westerly direction to the navigable waters of the Detroit River or of Lake Erie at or near Amherstburg ;

(b.) from a point on the Company's line at or near Walkerville to a point on the Detroit River at or near Sandwich ;

and the Company may also construct and operate wharfs, docks, slips and warehouses at the terminal points of said lines of railway for use in connection with its railways ; and may also construct or acquire by lease, purchase or otherwise, and operate car ferry boats and other boats for the carriage of cars, passengers and freight in connection with its railways and may connect its railways with any railway bridges which may be built across the Detroit River at or near Amherstburg and at or near Sandwich, and may enter into agreements for the use of such bridges or for the carrying of the Company's cars and traffic over the same. Wharfs and warehouses.
Car ferry boats.
Connection with railway bridges.

2. If the construction of the said lines of railway is not commenced within two years after the passing of this Act, or if the said lines of railway are not finished and put in operation within five years after the passing of this Act, the powers Time for construction of railway limited.

of construction shall cease and be null and void as respects so much of the said lines of railway as then remains uncompleted.

Bond issue.

3. The Company may issue bonds, debentures or other securities to the extent of fifteen thousand dollars per mile of the railways hereby authorized, and such bonds, debentures or other securities may be issued only in proportion to the length of railways constructed or under contract to be constructed.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 144.

An Act respecting the Lindsay, Bobcaygeon and Pontypool Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Lindsay, Bobcaygeon and Pontypool Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The time limited for the expenditure of fifteen per cent on the amount of the capital stock of the Lindsay, Bobcaygeon and Pontypool Railway Company is extended for two years from the first day of August, one thousand nine hundred and three, and if such expenditure is not made, or if the railway is not finished and put in operation, within five years from the said first day of August, then the powers conferred upon the said Company by Parliament shall cease and be null and void as respects so much of the said railway as then remains uncompleted.

2. Section 2 of chapter 55 of the statutes of 1890 is repealed and the following is substituted therefor :—

“**2.** The head office of the Company shall be in the city of Toronto.”

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3 EDWARD VII.

CHAP. 145.

An Act respecting the London and Port Stanley Railway Company.

[Assented to 10th July, 1903.]

WHEREAS the corporation of the city of London is the Preamble holder of first mortgage bonds or debentures of the London and Port Stanley Railway Company to the amount of four hundred and fifty thousand nine hundred and forty-five dollars; of second mortgage bonds or debentures of the said company to the amount of one hundred and sixty-four thousand four hundred dollars; and of third mortgage bonds or debentures of the said company to the amount of one hundred and forty-nine thousand nine hundred and sixty-six dollars; being the whole of the mortgage or bonded debt of the said company; and the whole of the principal moneys of the said mortgage bonds or debentures remain unpaid, together with upwards of five hundred and forty thousand dollars for arrears of interest, and the said mortgage or bonded debt exceeds in amount the value of the said railway and the assets of the said company, and the said corporation of the city of London is the owner of eighteen hundred and twenty-eight shares of the capital stock of the said company, the whole amount of the capital stock being four thousand four hundred and fifteen shares; and whereas it has been agreed between the said company and the said corporation that the said mortgage bonds or debentures shall be called in and be replaced by mortgage bonds or debentures of the said company, as herein-after provided; and whereas the said corporation has, by its petition, represented that it is expedient to continue to provide for giving to the holders of the said mortgage bonds or debentures the rights hereinafter conferred upon them, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The London and Port Stanley Railway Company, herein-after called "the Company," shall, on or before the thirty-first day of August next, issue and deliver to the corporation of the Issue of bonds to city of London. city

city of London mortgage bonds or debentures of the Company to the amount of one million three hundred and thirty-two thousand eight hundred and fifty-four dollars, payable in ten years from the thirty-first day of August next, together with interest at the rate of five per cent per annum, payable half-yearly, from the thirty-first day of August next.

First charge
on railway
property.

2. The said mortgage bonds or debentures, authorized by this Act to be issued, shall, without any formal conveyance, and without any registration, be a first preferential charge on the said railway, and the franchise, tolls, rents, revenues and other property of the Company, now owned or possessed, or hereafter owned or possessed, by it, but with respect to the said bonds or debentures such rents and revenues shall be subject, in the first instance, to the payment of any penalty imposed for non-compliance with the requirements of *The Railway Act*, respecting returns to be made to the Minister, and next, to the payment of the working expenditure of the railway.

Bonds to be in
satisfaction of
existing
bonds.

3. The corporation of the city of London shall accept and receive the mortgage bonds or debentures, in section 1 of this Act mentioned, in full satisfaction and discharge of the mortgage bonds and debentures mentioned in the preamble to this Act, and of all interest thereon, and shall, upon receipt of the mortgage bonds or debentures to be issued and delivered to them, as aforesaid, cancel and deliver up to the Company all the said mortgage bonds or debentures now held by them, as aforesaid.

Rights of
bondholders.

4. At the next, and at all subsequent general annual meetings and at all other meetings of the Company, the holders of the mortgage bonds or debentures of the Company shall have and possess the same rights, privileges and qualifications for acting and voting as shareholders, and for being elected and acting as directors, as appertain to the shareholders of the Company, and each one hundred dollars of the amount of any mortgage bond or debenture shall be computed for such purpose as one share of the capital stock of the Company, and shall, for the purposes of any leasing or traffic arrangements, or union, junction or amalgamation with any other railway company, be reckoned and computed as subscribed capital stock of the Company.

Existing
rights not
affected.

5. Nothing herein contained shall impair the lease from the Company to the Lake Erie and Detroit River Railway Company, bearing date the first day of December, one thousand eight hundred and ninety-three, or the rights of the last mentioned company thereunder, or the rights of the corporation of the city of London to receive the rents payable under the said lease, as they are now entitled to receive the same, and the said rents shall continue to be paid in accordance with

the provisions of the said lease, and shall be applied, when received, in payment of the said mortgage bonds or debentures authorized to be issued by this Act.

6. The mayor and any member of the municipal council of the corporation of the city of London, any officer of the said corporation, and any person nominated by the said municipal council for the office of director of the Company, shall be eligible for election as, and to be, a director of the Company, although he may not be a shareholder or bond or debenture holder.

Nominee of city of London eligible as a director.

7. The Company shall not borrow any further sum on the security of its lands, rents, tolls or other property, or any part thereof, until the mortgage bonds or debentures authorized by this Act to be issued shall have been fully paid, together with all interest thereon.

No further sum may be borrowed.

8. The Company shall not issue or allot any share of its capital stock in excess of the sum of four hundred and forty-one thousand five hundred dollars, the amount of the stock already issued and allotted, until the whole of the said mortgage bonds or debentures shall have been paid off, together with interest thereon.

Further unissued capital not to be issued until bonds paid.

9. No union, junction or amalgamation of the Company with any other railway company, and no sale to any other railway company of the railway of the Company, shall take place or be made without the consent of shareholders representing or owning at least two-thirds of the subscribed capital stock of the Company.

Amalgamation with other companies restricted.

10. The powers of leasing or making traffic arrangements which are or may be conferred by *The Railway Act*, or by any other General Railway Act now, or hereafter, in force, shall not be exercised by the Company without the consent of shareholders representing or owning at least two-thirds of the subscribed capital stock of the Company.

Traffic arrangements restricted.

11. For the purposes of sections 9 and 10 of this Act the mortgage bonds or debentures of the Company shall be deemed stock, and the holders of such bonds or debentures shall be deemed shareholders of the Company.

Rights of bond holders in certain cases.

12. The conveyance by way of exchange of lands in the city of London, Ontario, made respectively by the Grand Trunk Railway Company of Canada to the London and Port Stanley Railway Company, dated the fourth day of June, one thousand nine hundred and three, and registered in the registry office for the city of London, on the eighth day of June, one thousand nine hundred and three, in Book No. 25, East Division, as number 11900, and by the London and Port Stanley Railway Company

Confirmation of certain conveyances of lands.

Company and the Lake Erie and Detroit River Railway Company to the Grand Trunk Railway Company of Canada, dated the twenty-second day of May, one thousand nine hundred and three, and registered in the registry office for the said city of London, on the eighth day of June, one thousand nine hundred and three, in Book No. 25, East Division, as number 11901, are hereby validated and confirmed in all respects; and it is hereby declared that the lands so conveyed to the London and Port Stanley Railway Company are vested in the said Company freed and discharged from all claims, charges and encumbrances which prior to the said eighth day of June, one thousand nine hundred and three, had been created thereon by the Grand Trunk Railway Company of Canada or those from whom they claim title, and that the lands so conveyed to the Grand Trunk Railway Company of Canada are vested in the said Company freed and discharged from all claims, charges and encumbrances which prior to the eighth day of June, one thousand nine hundred and three, had been created thereon by the London and Port Stanley Railway Company and the Lake Erie and Detroit River Railway Company, or either of them, or by any persons through whom they or either of them claim title thereto.

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3 EDWARD VII.

CHAP. 146.

An Act to incorporate the Lumberman's Fire Insurance Company.

[Assented to 10th July, 1903.]

WHEREAS the persons hereinafter named have, by their petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. N. Dymont, of the town of Barrie, A. McPherson of the village of Longford Mills, J. D. Shier of the village of Bracebridge, Charles Beck of the town of Penetanguishene and William Barclay McMurrich of the city of Toronto, in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of "The Lumberman's Fire Insurance Company," hereinafter called "the Company."

Incorporation.
Corporate name.

2. The persons named in section 1 of this Act, together with such persons, not exceeding six, as they associate with them, shall be the provisional directors of the Company, the majority of whom shall be a quorum for the transaction of business, and they may forthwith open stock books, procure subscriptions of stock for the undertaking, make calls on stock subscribed and receive payments thereon, and shall deposit in a chartered bank in Canada all moneys received by them on account of stock subscribed, or otherwise received by them on account of the Company, and shall withdraw the same for the purposes only of the Company, and may do generally what is necessary to organize the Company.

Provisional directors.
Powers.

3. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each.

Capital stock.

2. The shares of the capital stock subscribed for shall be paid by such instalments and at such times and places as the directors appoint; the first instalment shall not exceed twenty-

Payment for shares.

When business may be commenced.

five per cent, and no subsequent instalment shall exceed ten per cent and not less than thirty days' notice of any call shall be given; provided that the Company shall not commence the business of insurance until eighty thousand dollars of the capital stock have been paid in cash into the funds of the Company to be appropriated only for the purposes of the Company under this Act, and that within one year thereafter at least eighty thousand dollars of additional capital shall be called up and paid in, provided further that the amount so paid in by any shareholder shall not be less than fifteen per cent of the amount subscribed by such shareholder.

Increase of capital.

3. The directors, may, after the whole capital stock has been subscribed and five hundred thousand dollars have been paid thereon in cash, increase the amount of the capital stock from time to time, to an amount not exceeding two million dollars, but the stock shall not be increased until a resolution of the board of directors authorizing such increase has been first submitted to and confirmed by a majority of the shareholders representing at least two-thirds in value of the subscribed stock of the Company, present at a special general meeting of the shareholders duly called for the purpose of considering such by-law.

Head office.

4. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Branches.

2. The directors may, from time to time, establish branches sub-boards or agencies, either within Canada or elsewhere, in such manner as the directors from time to time appoint.

Election of directors.

5. As soon as three hundred thousand dollars of the capital stock of the Company have been subscribed, and fifteen per cent of that amount paid in to some chartered bank in Canada, the provisional directors shall call a general meeting of the shareholders of the Company at some place to be named in the city of Toronto, at which meeting the shareholders present or represented by proxy, who have paid not less than fifteen per cent on the amount of shares subscribed for by them, shall elect a board of not less than seven nor more than twenty-five directors, of whom a majority shall be a quorum.

Qualification.

2. No person shall be a director unless he holds in his own name and for his own use at least twenty-five shares of the capital stock of the Company, and has paid all calls due thereon and all liabilities incurred by him to the Company.

Annual general meeting.

6. A general meeting of the Company shall be called once in each year, after the organization of the Company and commencement of business, at its head office, and at such meeting a statement of the affairs of the Company shall be submitted.

Business of Company.

7. The Company may make and effect contracts of insurance with any person against loss or damage by fire or lightning in or to any houses, dwellings, sawmills, stores or other buildings

buildings and to goods, chattels, mill and railway plant, lumber or personal estate, for such time, for such premiums or considerations and under such modifications and restrictions, and upon such conditions as are agreed upon between the Company and the insured, and generally carry on the business of fire insurance in all its branches and forms.

2. The Company may also cause itself to be insured against any risk it may have undertaken in the course of its business. Re-insurance.

8. The Company may acquire and dispose of any real property required in part or wholly for the use and accommodation of the Company, but the annual value of such property held in any province of Canada shall not exceed five thousand dollars, except in the province of Ontario, where it shall not exceed ten thousand dollars. Real property may be held.

9. *The Companies Clauses Act*, except sections 18 and 39 thereof, shall apply to the Company in so far as the said Act is not inconsistent with any of the provisions of *The Insurance Act* or of this Act. R.S.C., c. 118, to apply.

10. This Act, and the Company, and the exercise of the powers hereby conferred, shall be subject to the provisions of *The Insurance Act*. R.S.C., c. 124.

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3 EDWARD VII.

CHAP. 147.

An Act to incorporate the Macleod, Cardston and Montana Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be Preamble,
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. David J. Grier, R. Gordon Mathews and John A. Incorporation
Struthers, all of Macleod; James A. McDonnell, of Nelson,
British Columbia; Alfred F. Grady, of Macleod; John W.
Woolf and W. C. Simmons, of Cardston, and Edward P.
McNeill, of Macleod, together with such persons as become
shareholders in the company, are incorporated under the name
of “The Macleod, Cardston and Montana Railway Company,” Corporate
hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are constituted Provisional
provisional directors of the Company. directors.

3. The capital stock of the Company shall be five hundred Capital
thousand dollars, and may be called up by the directors from stock.
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the town of Head office,
Macleod, in the North-west Territories, or in such other place
in Canada as the Company from time to time determines by
by-law.

5. The annual meeting of the shareholders shall be held on Annual
the second Tuesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
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choose not less than five nor more than nine persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in the town of Macleod, in the district of Alberta, thence by way of Stand-Off and Cardston southwards to the international boundary west of range twenty-one, and also a branch line from some point on the main line between Macleod and Cardston to a point in township one, range thirty, west of the fifth principal meridian.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of fifteen thousand dollars per mile of the railway and branches, and such bonds, debentures, or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement
with another
company.

9. The Company may enter into an agreement with the Canadian Pacific Railway Company for conveying or leasing to it the railway of the Company in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock subscribed are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the electoral districts through which the railway of the Company runs and in which a newspaper is published.

Agreement to
be filed with
Secretary of
State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Telegraph
and telephone
lines.

10. The Company may construct and operate telegraph and telephone lines along and upon the whole length of its railway and branches, and establish offices for the transmission of messages for the public and collect tolls for so doing, and

for the purpose of operating such telegraph and telephone lines the Company may enter into a contract with any other company or may lease the Company's lines or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

2. The Company may enter into an agreement with any telegraph or telephone company for the exchange and transmission of messages or for the working in whole or in part of the lines of the Company. Agreement with telegraph and telephone company.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone or for leasing or using the telegraphs or telephones of the Company until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council. Rates to be approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company. R.S.C., c. 132.

11. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction of railway limited.

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3 EDWARD VII.

CHAP. 148.

An Act respecting the Manitoulin and North Shore Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Manitoulin and North Shore Railway Com- Preamble.
pany has, by its petition, prayed that it be enacted as 1900, c. 64 ;
hereinafter set forth, and it is expedient to grant the prayer of 1901, c. 74 ;
the said petition : Therefore His Majesty, by and with the 1902, c. 72.
advice and consent of the Senate and House of Commons
of Canada, enacts as follows :—

1. Section 1 of chapter 74 of the statutes of 1901 is repealed, 1901, c. 74,
and the following is substituted therefor :— new s. 1.

“**1.** The Manitoulin and North Shore Railway Company, Line of
hereinafter called ‘the Company,’ may construct and operate railway
a line of railway from a point on the Company’s line of railway described.
at or near the Elsie mine, in the district of Nipissing, thence
north-easterly a distance of about fifty miles to Lake Timaga-
mi, and from a point on the Company’s line of railway in
the township of Drury or Hyman, to a point on Lake Superior
between Michipicoten Harbour and Betchewana Bay, by way
of the town of Sault Ste. Marie, in the district of Algoma, or
by such other route as the Company determines.”

2. The Company may lay out, construct and operate a line Further line
of railway from a point in the township of Bowell in the dis- of railway
trict of Algoma on the line of the Company’s railway authorized described.
under chapter 64 of the statutes of 1900, north-easterly, easterly
and south-easterly through the township of Bowell in the dis-
trict of Algoma and the townships of Wisner, Norman, Capreol
and Maclellan in the district of Nipissing, to a point in the
said township of Maclellan.

3. Each of the said railways shall be commenced within Time for
two years and completed within five years from the passing of construction
this Act, otherwise the powers granted for such construction limited.
shall cease and be null and void as respects so much thereof as
then remains uncompleted.



3 EDWARD VII.

CHAP. 149.

An Act to incorporate the Marconi Wireless Telegraph Company of Canada, Limited.

[Assented to 13th August, 1903.]

WHEREAS the Marconi Wireless Telegraph Company of Preamble.
Canada, Limited, has represented that it is incorporated
by letters patent, dated the first day of November, one
thousand nine hundred and two, issued under "The Ontario R.S.O., c. 191.
Companies Act;" and whereas the said company has, by its
petition, prayed that it be enacted as hereinafter set forth and
it is expedient to grant the prayer of the said petition: There-
fore His Majesty, by and with the advice and consent of the
Senate and House of Commons of Canada, enacts as follows:—

1. The shareholders of the said the Marconi Wireless Incorporation.
Telegraph Company of Canada, Limited (hereinafter called
"the old Company,") together with such persons as become
shareholders in the company hereby incorporated, are
incorporated under the name of "The Marconi Wireless Corporate
Telegraph Company of Canada, Limited," hereinafter called name.
"the new Company."

2. The shareholders of the old Company are hereby declared Shares in old
to be holders respectively of shares in the new Company to Company
the same extent and for the same amounts paid up thereon as converted.
they are holders respectively of shares in the old Company.

3. The president, vice-presidents and directors of the old Present
Company shall respectively be the president, vice-presidents, officers
and directors of the new Company, until their successors are continued.
appointed.

4. The by-laws, rules and regulations of the old Company, Existing
lawfully enacted, and so far as not inconsistent with the pro- by-laws
visions of *The Companies Clauses Act*, shall be the by-laws, continued.
rules and regulations of the new Company, subject to repeal,
amendment or other change lawfully made.

Liability for obligations of old Company.

5. The new Company shall be liable for, and subject to, and shall pay, discharge, carry out and perform, all the debts, liabilities, obligations, contracts and duties of the old Company; and any person having any claim, demand, right, cause of action, or complaint against the old Company, or to whom the old Company is under any liability, obligation, contract or duty, shall have the same rights and powers with respect thereto, and to the collection and enforcement thereof, from and against the new Company, its directors and shareholders, as such person may have against the old Company, its directors and shareholders.

Acquisition of old Company's assets.

6. All the assets, rights, effects and properties, real, personal and mixed of whatever kind, and wheresoever situated, belonging to the old Company, or to which it is, or may be or become entitled, shall be vested in the new Company upon due execution of the indenture in the schedule to this Act, and subject to existing liens, if any.

Capital stock.

7. The capital stock of the new Company shall be five million dollars, divided into one million shares of five dollars each.

Increase of capital.

8. At any time after the whole capital stock of the new Company has been subscribed and fifty per cent thereon has been paid up, the directors may, by by-law, increase the capital stock of the new Company to any amount which they consider requisite for the due carrying out of the objects of the new Company.

Preference stock.

9. The directors of the new Company may make a by-law for creating and issuing any part of the capital stock as preference stock, giving the same such preference and priority, as respects dividends and in any other respect, over ordinary stock as is declared by the by-law.

Effect as to control of affairs.

2. The by-law may provide that the holders of shares of such preference stock shall have the right to select a certain stated proportion of the board of directors, or may give them such other control over the affairs of the new Company as is considered expedient.

Conditions for effect of by-law creating preference stock.

3. No such by-law shall have any force or effect whatever until after it has been sanctioned by a vote of three-fourths of the shareholders present in person or by proxy at a general meeting of the new Company duly called for considering the same and representing two-thirds of the stock of the new Company, or unanimously sanctioned in writing by the shareholders of the new Company.

Rights of holders of preference stock.

4. Holders of shares of such preference stock shall be shareholders within the meaning of this Act, and shall in all respects possess the rights and be subject to the liabilities of shareholders within the meaning of this Act; provided, however, that in respect of dividends and in any other respect declared

by by-law as authorized herein, they shall, as against the ordinary shareholders, be entitled to the preferences and rights given by such by-law.

10. The directors may at any time, by by-law, reduce the capital stock of the new Company to any amount which they consider advisable and sufficient for the due carrying out of the undertaking of the new Company. Reduction of capital.

11. No by-law for increasing or reducing the capital stock, shall have any force or effect until it is approved of by the votes of holders of at least two-thirds in value of the subscribed capital stock present or represented by proxy at a special general meeting duly called for the purpose of considering such by-law. Approval of by-laws to increase or reduce capital.

12. The head office of the new Company shall be at the city of Montreal, in the province of Quebec, or in such other place in Canada as the directors of the new Company, from time to time, determine by a by-law passed at any annual meeting or at a general meeting of the shareholders of the new Company duly called for the purpose of considering such by-law. Head office.

13. The new Company may establish, construct, maintain and operate all works and appliances requisite or necessary to direct and conduct a business of telegraphic communication by means of wireless or other system of telegraphy, and to such end, and subject to the approval of the Governor in Council, may construct, establish, equip, install, maintain and operate stations suitable and useful for conducting a business of wireless electric communication, or for other purposes for which the same may be used, over and under any lands and water and between lands and water, and establish, construct or acquire by purchase, lease or otherwise, and operate all such lines or systems of magnetic, electric or other telegraphic communication as is necessary, incidental or advantageous thereto, and may lay such telegraphic or other lines, wires or cables, upon, over or under any lands, streams or other waters within the legislative authority of the Parliament of Canada, either for its own purposes or to make connection with the lines or other facilities or means of communication of any government or person having similar powers to those of the new Company. Business of Company.

14. The new Company may enter into agreements with any city, town, village or municipality, or with the Government of Canada or of any province thereof, for the purpose of establishing, constructing and operating its lines, or works, or telegraphic system. Agreements respecting works of Company.

15. The new Company may enter into any arrangements with any government or person owning or controlling any line of Agreements to use lines of others.

of telegraphic or telephonic communication, or any power or right to use communications of that nature, to use its lines or systems, or cables or telegraphic, telephonic or other facilities or works, upon such terms and in such manner as the directors from time to time deem expedient.

Acquisition
of Marconi
and other
patents.

16. The new Company may acquire or lease such inventions, discoveries and letters patent therefor, as are applicable to, connected with, or useful for the business of communication by means of wireless telegraphy, and especially those conceived and invented by Guglielmo Marconi, for which letters patent either of Canada or elsewhere have been granted to him and to others as assignee thereof, and known as Marconi Patents, and any such further inventions or improvements, either in respect of the inventions comprised by the hereinbefore mentioned letters patent, and any such further inventions or improvements, patents, rights, privileges, licenses, concessions, processes, secret or otherwise, and other information which may seem to the new Company to be capable of being used for any of its purposes, or the acquisition of which may be calculated to directly or indirectly benefit the new Company; and all extensions and re-issues of any of the said patents, or any other patents based upon discoveries or inventions of the said Marconi or of any other person, and the new Company may work, use, manufacture, develop, grant licenses in respect of, and dispose of, operate under, deal in, all such inventions, patents, rights, privileges, licenses, concessions or processes.

Charges for
messages.

17. The new Company may transmit messages and communications for the public and collect rates and charges therefor, but no rates or charges shall be demanded or taken for the transmission of any message or communication until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

Manufacture
of apparatus,
etc.

18. The new Company may manufacture, acquire, lease, deal in, sell and dispose of all instruments, apparatus, plant and appliances used, or for use in connection with the business of the new Company.

Expropriation
of lands.

19. The new Company may enter upon the lands of any person or corporation whatsoever, and survey the same, and set out and ascertain such parts thereof as it thinks necessary and proper for the construction and erection of the works of the new Company or its said lines of telegraph or system, and take possession of and use the same for such purpose; and when the said lines or system pass through any wood, cut down the trees and underwood for the space of fifty feet on each side of the said lines or system, doing as little damage as may be in the execution of the several powers hereby granted; and the new Company shall make com-

Compensa-
tion.

pensation and satisfaction whenever required so to do, to the owners or proprietors of, or the persons interested in, the lands so entered upon, for all damage by them sustained resulting from the execution of any of the powers granted by this Act.

2. If the new Company cannot agree with the owner or occupant of any lands which it may take for the purposes aforesaid, with respect to any damage done thereto by constructing its stations, works, signal towers or other structures or its lines or system, the new Company and such owner or occupant shall each choose an arbitrator, and the said arbitrators shall choose a third, and the decision of the matter in difference of any two of such arbitrators in writing shall be final; and if the said owner or occupant, or the agent of the new Company, neglects or refuses to choose an arbitrator within four days after notice in writing, and upon proof of service of such notice, or if two such arbitrators, when duly chosen, disagree in the choice of a third arbitrator, then and in any such case the Minister of Public Works may appoint any such arbitrator, or such third arbitrator, as the case may be, and the arbitrator so appointed shall possess the same power as if chosen in the manner above provided.

Proceedings
where parties
cannot agree.

20. The new Company may receive, either by grant from any government or person as aid in the construction of any of the works or operations authorized by this Act, or for carrying on the same, lands, properties, franchises, sums of money or debentures as gifts or by way of bonus or otherwise, and may dispose thereof and may alienate the same in promoting any of the affairs, businesses and operations of the new Company, and the new Company may receive exemptions from taxation and all other exemptions which may be granted by municipal or other authority by by-law, resolution or otherwise and which may, by law, be granted by such authority.

Aid to
Company.

21. The new Company may acquire, sell, assign or transfer shares in the capital stock, and the bonds, debentures or other securities of any corporation having objects similar to those of the new Company, and may exercise all the rights and privileges belonging to such securities.

Securities
of other
companies.

22. The directors of the new Company elected by the shareholders may make and issue as paid up stock, shares of the new Company, whether subscribed for or not, and may allot and hand over such stock in payment for right of way, plant, apparatus, appliances, materials, inventions, and rights and privileges to use the same, and also for the services of contractors and engineers; and any such issue and allotment of stock shall be binding on the new Company, and such stock shall not be assessable for calls.

Issue of paid
up stock.

23. The new Company may, with the consent of all the holders of the bonds and debentures of the Company, make such

Conversion
of bonds and
stock.

such arrangements and regulations respecting conversion and exchange of its mortgage bonds and debentures into and for preference stock, and for re-exchange and re-conversion thereof by the respective holders thereof, as are deemed expedient.

Borrowing
powers.

24. If authorized by a by-law sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the new Company, represented at any general meeting of the new Company duly called for considering the by-law, the directors may, from time to time—

(a.) borrow money upon the credit of the new Company ;

(b.) limit or increase the amount to be borrowed ;

(c.) issue bonds, debentures or other securities of the new Company, and pledge or sell the same for such sums and at such price as may be deemed expedient, but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each ;

(d.) hypothecate, mortgage or pledge the real and personal property of the new Company, or both, or any part thereof, to secure any such bonds, debentures or such securities and any money borrowed for the purposes of the new Company.

Where
business may
be carried on.

25. The new Company may exercise and enjoy all powers granted by this Act in any place within the legislative authority of the Parliament of Canada, or between any points therein and any place outside of Canada with which telegraphic communication or connection may be established from any portion of Canada.

1888, c. 29.

26. Subject to the provisions of this Act, the subsection added as subsection 2 to section 90 of *The Railway Act*, by section 1 of chapter 37 of the statutes of 1899, shall apply to the Company.

R.S.C., c. 118.

27. Sections 7, 9 and 18 of *The Companies Clauses Act* shall not apply to the new Company.

R.S.C., c. 132.

28. *The Electric Telegraph Companies Act* shall apply to the new Company.

SCHEDULE.

This indenture, made the _____ day or _____, 1903, between the Marconi Wireless Telegraph Company of Canada, incorporated by Ontario letters patent, of the first part, hereinafter called "the old Company," and the Marconi Wireless Telegraph Company of Canada, Limited, incorporated by an Act of the Parliament of Canada, of the second part, hereinafter called "the new Company ;"

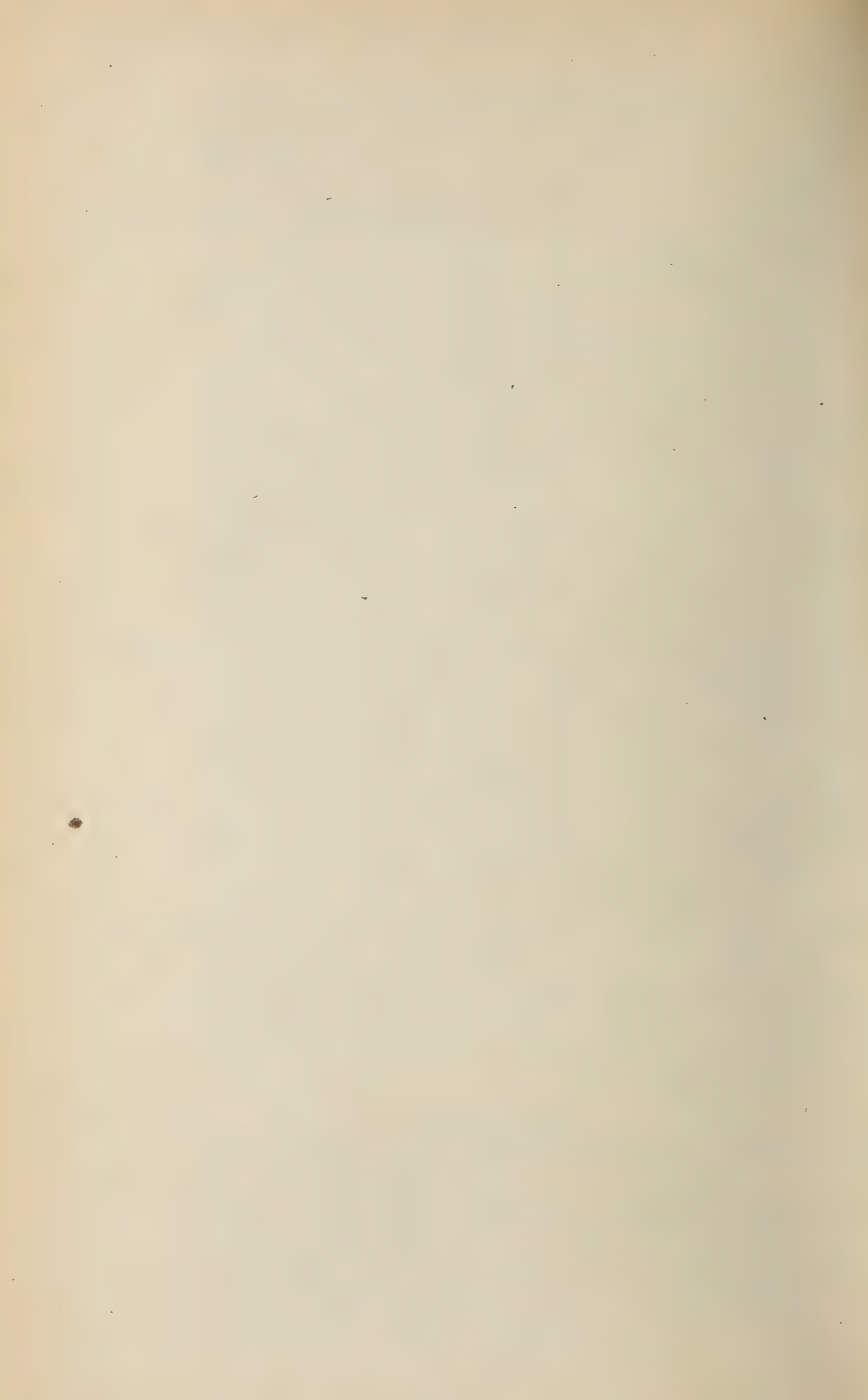
Whereas the shareholders of the old Company have accepted and approved of the new Company's Act of incorporation, being chapter — of the statutes of Canada of 1903, intituled "An Act to incorporate the Marconi Wireless Telegraph Company of Canada, Limited," and, by the resolutions of shareholders duly passed in that behalf, the _____ day of _____ was fixed as the date from which the said Act should take effect;

And whereas by the said Act the new Company is authorized to acquire all the assets, rights, credits, effects and property, real, personal and mixed, of the old Company;

And whereas the old Company has agreed to convey and assign the same to the new Company;

Now this indenture witnesseth: That in consideration of the said Act and of the shares in the capital stock of the new Company which are thereby vested in the shareholders of the old Company, and in consideration of the covenants by the new Company hereinafter contained, the old Company hereby grants, assigns, transfers and sets over unto the new Company, its successors and assigns, for ever, all the assets, rights, credits, effects and property, real, personal and mixed, of whatever kind and wheresoever situated, belonging to the old Company, or to which it is or may be or become entitled: To have and to hold unto the new Company, its successors and assigns, to and for its sole and only use for ever; and the old Company covenants with the new Company, to execute and deliver, at the expense of the new Company, all such further and other separate and formal assurances, assignments, transfers and conveyances, for registration purpose or otherwise, as may be required to vest in the new Company, its successors and assigns, the full, legal, equitable and beneficial title and interest to and in the said assets, rights, credits, effects and property, and each and every part thereof.

And in consideration of the foregoing, the new Company covenants with the old Company, its successors and assigns, that it shall and will pay, discharge, carry out and perform all debts, liabilities, obligations, contracts and duties for or in respect of which the old Company is now liable or which it should pay, discharge, carry out or perform, and the new Company shall and will indemnify and save harmless the old Company in respect thereof.





3 EDWARD VII.

CHAP. 150.

An Act for the relief of Ellen McDermid.

[Assented to 24th October, 1903.]

WHEREAS Ellen McDermid, of the village of Gilbert Plains, in the county of Marquette, in the province of Manitoba, wife of Alexander McDermid now residing at the town of Elliston, in the county of Powell, in the state of Montana, one of the United States of America, labourer, hath by her petition set forth that on the sixth day of October, A.D., 1886, she, then Ellen Crowe, spinster, was lawfully married to him at the township of Elderslie, in the county of Bruce, in the province of Ontario, Canada; that they cohabited as husband and wife till the month of July, A.D. 1891, when he committed adultery; that he has since then continued to live apart from her, and has committed further acts of adultery; and whereas she has humbly prayed that the said marriage may be dissolved and that she may be authorized to marry again, and that such further relief may be afforded her as may be deemed meet; and whereas she has proved the said allegations of her petition, and it is expedient that the prayer thereof should be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The said marriage between the said Ellen Crowe and Alexander McDermid her husband, is hereby dissolved and shall be henceforth null and void to all intents and purposes whatsoever.

Marriage dissolved.

2. The said Ellen Crowe may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Alexander McDermid had not been solemnized.

Right to marry again.



3 EDWARD VII.

CHAP. 151.

An Act to confer on the Commissioner of Patents certain powers for the relief of James Sinclair McDougall.

[Assented to 10th July, 1903.]

WHEREAS James Sinclair McDougall, having his chief Preamble.
place of business at the city of Montreal, in the province of Quebec, has by petition represented that he is the holder and owner of letters patent issued under seal of the Patent Office, dated the twenty-fourth day of June, one thousand eight hundred and ninety-two, for new and useful improvements in sound arresters for steam jet smoke preventers, being patent number thirty-nine thousand two hundred and three, having acquired the same by transfer from Maria J. Obear on the twenty-third day of June, one thousand eight hundred and ninety-seven, duly recorded under number twenty-seven thousand five hundred and twenty-nine of the records of the Patent Office; that at the time of the issue of the said letters patent, the partial fees thereon for five years only had been paid; that on the nineteenth day of June, one thousand eight hundred and ninety-seven, your petitioner paid the fees for a renewal period of six years, according to the tariff of fees; that your petitioner is also the holder and owner of letters patent issued under the seal of the Patent Office, dated the twenty-fourth day of August, one thousand eight hundred and ninety-two, being patent number thirty-nine thousand nine hundred and ninety-nine, whereon the partial fee for the term of six years had been paid at the issue thereof; that your petitioner paid the partial fee on the said patent, thirty-nine thousand nine hundred and ninety-nine, for a further term of six years on the eighteenth day of August, one thousand eight hundred and ninety-seven; that on or about the fifteenth day of June, one thousand nine hundred and two, your petitioner verbally requested his attorneys to pay the partial fee for a further term of six years on the said patent, number thirty-nine thousand two hundred and three, handing them twenty dollars to remit to the Commissioner of Patents in payment therefor; that your

VOL. II—17½ 259 petitioner's

petitioner's attorneys had in their possession both the said patents, numbers thirty-nine thousand two hundred and three and thirty-nine thousand nine hundred and ninety-nine, attached to each of which were receipts for the partial fees last above paid, and on the back of the said receipt were printed the partial fees for the different terms of extension, and in both of which the partial fee for six years is fixed at twenty dollars, the said attorneys believing therefrom and thereby that the term of renewal of each of the said patents had been and was six years, and that the said payment was long in advance of the expiration of the time covered by the previous receipt; that by letter dated the twenty-third day of June, one thousand nine hundred and two, the petitioner's attorneys remitted to the said Commissioner of Patents twenty dollars, being the fee for a further term of six years, but were informed by letter from the said Commissioner of Patents that the said payment had only been received on the twenty-eighth day of June, one thousand nine hundred and two, and that the time limited for payment had expired; that, notwithstanding the repeated efforts of the petitioner's attorneys, the Commissioner of Patents was unable to receive the said payment and to continue the said patent, thirty-nine thousand two hundred and three, in force for a further term of six years; that the petitioner's attorneys were further misled by section 22 of *The Patent Act*, as enacted by section 5 of chapter 24 of the statutes of 1892, whereby the holder of a patent can have it continued for a further term of six years on payment of fee for the said term, being under the impression that the said Act applied to patent thirty-nine thousand two hundred and three, it being enacted only at the end of said Act of 1892 that the said Act should only apply to patents issued after the passing thereof; and, whereas, the said James Sinclair McDougall has, by his petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S.C., c. 61,
s. 22;

1892, c. 24, s. 5.

Commissioner
of Patents
may extend
duration of
letters patent.

1. Notwithstanding anything to the contrary in *The Patent Act*, or in the letters patent first mentioned in the preamble, the Commissioner of Patents may receive from James Sinclair McDougall the application for a certificate of payment and the usual fees upon the letters patent first mentioned in the said preamble for the remainder of the term of fifteen years thereof, and may grant and issue to the said James Sinclair McDougall the certificate of payment of fees provided by *The Patent Act*, and an extension of the period of the duration of the letters patent first mentioned in the said preamble to the full term of fifteen years, in as full and ample a manner as if the application therefor had been duly made within the first ten years from the date of issue of the said letters patent.

2. If any person has, in the period between the twenty-fourth day of June, one thousand nine hundred and two, and the extension hereby authorized of the said letters patent first mentioned in the preamble, commenced to manufacture, use and sell in Canada the invention covered by the said letters patent, such person may continue to manufacture, use and sell such invention, in as full and ample a manner as if this Act had not been passed.

Rights of
third persons
saved.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 152.

An Act respecting the Medicine Hat and Northern Alberta Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Medicine Hat and Northern Alberta Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble.

1902, c. 74.

1. The Medicine Hat and Northern Alberta Railway Company, hereinafter called "the Company," may lay out, construct, and operate the following extensions of the gauge of four feet eight and one-half inches, viz. :—

Extensions authorized.

(a.) From a point on the Company's authorized line at or near Medicine Hat; running thence southerly to a point on the international boundary line at or near the point where the Milk River crosses the said boundary, at or near Many-Berries Creek ;

(b.) From a point on the Company's authorized line at or near its crossing of the Battle River, running thence north-westerly to a point in Strathcona.

2. The time limited by section 11 of chapter 74 of the statutes of 1902 for the commencement of the Company's railway and for the expenditure of fifteen per cent on the amount of the capital stock is extended for two years from the fifteenth day of May, nineteen hundred and three, and the time limited by the said section for finishing and putting the said railway in operation is extended for five years from the said fifteenth day of May, and if the said railway and the extensions hereby authorized are not so commenced, and such expenditure is not so made, or if the said railway and the extensions hereby authorized are not finished and put in operation, within the said respective periods, then the powers conferred upon the Company by Parliament shall cease and be null and void as respects so much thereof as then remains uncompleted.

Time extended.



3 EDWARD VII.

CHAP. 153.

An Act respecting the Mexican Light and Power Company, Limited.

[Assented to 25th June, 1903.]

WHEREAS the Mexican Light and Power Company, Limited, has, by its petition, represented that it is incorporated under the provisions of *The Companies Act, 1902*, and has prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Subject to the laws in force in the Republic of Mexico and with such legislative, governmental, municipal or other authority, concession, license or consent as may be necessary, the Mexican Light and Power Company, Limited, may, within the Republic of Mexico, survey, lay out, construct, complete, maintain and operate, and from time to time extend, remove and change as required, double or single, iron or steel railways and branches, side tracks, turn outs and tramways to the same upon and along streets, highways and other public places, and upon and along lands purchased, leased or otherwise acquired by the said Company, also telegraph and telephone lines and works in connection therewith, and allow the use of the said railways and other works by lease, license or otherwise for reward, and take, transmit and carry for reward telegrams, messages, passengers and freight, including mails, express and other freight upon or by means of the same, by force or power of animals, or by steam, pneumatic, electric or mechanical power, or by a combination of them or any of them, and also may there acquire by purchase, lease or otherwise upon such terms and conditions as are agreed upon, and maintain and operate for reward any existing or future lines of railway, tramway, telegraph and telephone; and for all or any of the

Preamble.

Powers of
Company in
Republic of
Mexico.

Railways.

Tramways.

Telegraphs.

Telephones.

Carriers.

Acquisition of
properties of
other
companies.

the purposes aforesaid, the said Company may enter into and carry out such contracts, concessions and agreements as it thinks necessary.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 154.

An Act respecting the Midway and Vernon Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Midway and Vernon Railway Company has, Preamble.
by its petition, represented that it was incorporated by
chapter 81 of the statutes of 1901 of the province of British 1901, c. 81,
Columbia, and has prayed that it be enacted as hereinafter set (B.C.)
forth, and whereas it is expedient to grant the prayer of the 1902, c. 45,
said petition: Therefore His Majesty, by and with the advice (B.C.)
and consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. In this Act the expression “the Company” means the Interpreta-
body corporate and politic created by the Act mentioned in the tion.
preamble under the name of “The Midway and Vernon Rail-
way Company.”

2. The railway works which the Company by its said Act Works
of incorporation has been empowered to undertake and operate declared for
are declared to be for the general advantage of Canada. general
advantage
of Canada.

3. *The Railway Act* shall hereafter apply to the said works 1888, c. 29
instead of the British Columbia Railway Act and to the to apply
exclusion of any provisions of the said Act of incorporation instead of
inconsistent with *The Railway Act*; but nothing herein shall B. C. Acts.
affect or invalidate any action heretofore taken by the Com-
pany pursuant to powers in such Act of incorporation con-
tained. Saving.

4. The head office of the Company shall be at the city of Head office.
Vancouver, in the province of British Columbia, or at such
267 other

other place in the said province as the Company by by-law determines.

Line of
railway
described.

5. The Company may lay out, construct and operate a line of railway of the standard gauge of four feet eight and one-half inches, from a point at or near the town of Midway to a point at or near the mouth of Rock Creek, thence in a north-easterly direction to the west fork of Kettle River, thence following the west fork of said river by the most convenient route by way of Okanagan Mission Valley to Vernon, all in the province of British Columbia.

Telegraph
and telephone
lines.

6. The Company may construct and operate telegraph and telephone lines upon and along its railway, and for the purpose of operating such lines, or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers, and may connect its own lines with the lines of such companies, or may lease its own lines.

Rates to be
approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message, or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

R.S.C., c. 132

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Capital stock.

7. The capital stock of the Company shall be one million dollars, and may be called up by the directors, from time to time, as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Annual
meeting.

8. The annual meeting of the shareholders shall be held on the first Monday in September in each year.

Directors.

9. At such meeting the shareholders present personally or by proxy who have paid all calls due on their shares shall choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Bond issue on
railway.

10. The Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of the railway constructed or under contract to be constructed.

Time for
construction
limited.

11. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation

within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 155.

An Act to incorporate the Missionary Society of the Church of England in Canada.

[Assented to 13th August, 1903.]

WHEREAS the General Synod of the Church of England Preamble.
in Canada, representing all the dioceses of the said church in Canada, except the diocese of Caledonia, in the province of British Columbia, by canon number two created a society called "The Missionary Society of the Church of England in Canada," consisting of all the members of the said church, for the general missionary work of the said church; and whereas it will assist and promote the work of the said society if it is incorporated; and whereas a petition has been presented praying that the said society may be incorporated and have conferred upon it the powers of a corporation, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The Missionary Society of the Church of England in Canada, as at present constituted under canon number two of the General Synod of the Church of England in Canada as set out in the schedule to this Act, is hereby constituted a body corporate under the name and style of "The Missionary Society of the Church of England in Canada," hereinafter called "the Society." Incorporation.
Corporate name.

2. The Society shall be governed and controlled and the Board of Management of the Society shall be constituted as provided by the said canon number two; and the said canon shall continue to govern the Society and shall remain in force until repealed, altered or amended by the said General Synod. Government of the Society.

3. The said General Synod may at any time repeal, alter or amend the said canon number two and may substitute other provisions for the management and control of the Society. Power to alter canon as to government.

Power to hold
real and
personal
property.

Devises of
real estate to
be subject to
provincial
laws.

4. The Society may acquire, hold, take and receive gifts, conveyances, devises and bequests of land or of personal property, or of any estate or interest therein, in any part of Canada, and may use, sell or dispose of the same or any part thereof, and may apply the proceeds of such property for the purposes for which the Society has been organized; and any devise of real estate shall be subject to the laws respecting the devises of real estate to religious corporations in force at the time of such devise in that part of Canada in which such real estate is situate.

SCHEDULE.

CANON II.

THE MISSIONARY SOCIETY OF THE CHURCH OF ENGLAND IN THE DOMINION OF CANADA.

(*Passed Session III, 1902.*)

The General Synod of the Church of England in the Dominion of Canada enacts as follows :

1. There shall be a society for the general missionary work of the Church, to be known as "The Missionary Society of the Church of England in Canada."

2. The Society shall consist of all members of the Church.

3. The work of the Society shall be under the charge of a board of missions, which shall be styled "The Board of Missions of the Church of England in Canada."

4. The board shall consist of all the members of the upper house and all the members of the lower house, and the members of the board of management as hereinafter described, with power to add to their number. The primate shall *ex officio* be chairman, and in his absence the senior archbishop or bishop present shall preside.

The third day of each session of the general synod shall be devoted to the work of the Missionary Society aforesaid.

5. The executive work of the board shall be entrusted to a board of management composed of the bishops of the upper house and two clergymen and two laymen elected by each diocesan synod at each regular meeting thereof (or where there is no diocesan synod, by the bishop of the diocese), and the officers of the Society. Such board shall meet at least twice a year, at such time and place as it may determine. Special meetings may be summoned by the primate on the written requisition of any two bishops or of two clergymen and two laymen members of the board, or at his discretion. Ten shall be a quorum. The board shall report to each diocesan synod, and to each provincial synod, and to the general synod, at their regular meetings. The primate shall be *ex officio* chairman of the board (and in his absence the senior archbishop or bishop present shall preside). If no bishop is present the board shall

elect a clergymen or a layman to preside. The board shall appoint an organizing secretary and such other officers and committees, and make such by-laws as may be found necessary.

The board shall appoint an executive committee consisting of two bishops, two clergymen and two laymen, and the officers of the society, who shall meet at least once in each month, excepting July and August, and promote the work and interest of the society in every way open to them under the powers and instructions which may be given to them from time to time by the board of management.

The executive committee shall meet at such time and place, as they may determine, and shall report to the board of management at each meeting.

6. All funds raised under this canon in any diocese for mission work beyond its own borders shall be forwarded to the treasurer, and any of such funds not appropriated by the donors shall be distributed by the board of management.

7. The board of management shall publish annually a statement of the missionary needs and resources of each diocese receiving or seeking aid, indicating in particular the definite sums required to meet the needs for, first, home missions, or missions among the settlers in rural districts; and, secondly, Indian and heathen missions in the Dominion.

8. The board of management shall also publish annually a statement of the needs of such foreign missionary work as has been undertaken by the church in Canada.

9. In order to secure a clear statement of the church's needs, the bishop, or secretary of the executive committee of each diocese receiving or seeking aid, shall, on or before the 31st day of January in each year, submit to the board of management a description of existing missions and fields needing to be occupied in his diocese, giving details of the extent, population and prospects of each.

There shall also be furnished a full and detailed statement of all moneys received from missionary societies, private benefactions or government grants, for the work being carried on; and, further, a full and detailed statement of the expenditure of all funds so received.

The board of management shall issue two appeals annually: one on behalf of Canadian missions, and one on behalf of foreign missions.

Both of these appeals shall have appended thereto the signatures of the bishops.

The collections taken up in response to such appeals shall be at once remitted to the treasurer of the society.

10. A deputation, as arranged by the executive committee, shall be sent, under the authority of the bishop of each diocese, to every parish or mission annually, to give missionary information and procure help for the work of the board; and each clergyman shall, in addition to reading the appeal or appeals, annually preach or have preached by a clergyman representing

the board, to each congregation under his charge, a missionary sermon; then subscriptions and donations shall be solicited for the general missionary work of the church. The executive committee shall make arrangements for the exchange of deputations between the east and west when found desirable.

11. Funds in answer to these appeals shall be raised by collections in churches, and at meetings, and by soliciting subscriptions and donations, and an application shall be made to each diocese, or if found practicable, to each parish, for a definite sum.

12. Six months previous to the beginning of each year the board of management shall inform each diocese seeking or receiving aid of the sum which it is expected will be granted to the diocese for the coming year; but such grant shall be subject to reduction by the board of management if found necessary.

13. The appropriation of all funds not previously appropriated by the donors shall be made by the board of management; and it shall present to the Board of Missions a statement of all receipts, disbursements and expenditures, duly audited by two auditors, who shall be appointed at each session of the general synod.

14. The Organizing Secretary, when required to devote his whole time to the work of the board of management, may be paid his travelling expenses and a salary to be fixed by the board of management.

15. The present members of the board of management of the Domestic and Foreign Missionary Board of the Ecclesiastical Province of Canada shall represent their respective dioceses on the board of management provided for in this canon, until such time as the dioceses shall have elected new members.

Until the synods of the Province of Rupert's Land and the dioceses of British Columbia, or in the case of dioceses having no synods (including Algoma), the bishops thereof, shall have appointed representatives, the present delegates to this synod shall be members of the board of management. In the case of the diocese of Rupert's Land, the two of each order first on the list shall act.



3 EDWARD VII.

CHAP. 156.

An Act to incorporate the Montreal-Longueuil Bridge Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. Ubalde H. Dandurand, James Cochrane, Paul Galibert, Incorporation.
Oliver Faucher, Rodolphe Forget, Joseph X. Perreault and
Maurice Perreault, all of the city of Montreal, Samuel T.
Willett, of Chambly Canton, and Jules Allard, of St. Francis,
together with such persons as become shareholders in the
company, are incorporated under the name of “The Montreal- Corporate
Longueuil Bridge Company,” hereinafter called “the Com- name.
pany.”

2. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

3. The capital stock of the Company shall be three million Capital stock.
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.

4. The head office of the Company shall be in the city of Head office.
Montreal.

5. The annual general meeting of the shareholders shall be Annual
held on the first Tuesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose nine persons to be directors of the Company, one or
more of whom may be paid directors.

Bridge.

Lines of
railway.

Branches.

Telegraph
and telephone
lines.

Tramways.

Roads.

Arrangements
with other
companies.

Tolls.

Approval of
plans.

Use of Mon-
treal streets.

Bond issue.

Union with
another
company.

7. The Company may construct, maintain and use a railway, tramway, vehicular and passenger bridge across the River St. Lawrence, from a point on the south shore of the said river, in the parish of Longueuil, to a point in the electoral division of Maisonneuve, or of St. Mary's; and may also lay out, construct and operate one or more lines of railway to connect the said bridge with any existing lines of railway on either or both sides of the River St. Lawrence, and from the said bridge to the station or depot which the Company may erect in the city of Montreal, and maintain a union passenger station, together with all railway terminals and facilities and also passenger and baggage elevators in the said city; and may construct branch railways connecting the said bridge with different lines of railway, no branch to exceed, in any one case, five miles in length; and the Company may, for the purposes of its own business only, own and operate telegraph and telephone lines, roadways, tramways and roads, and may make traffic or other arrangements with any railway or street railway company desiring to utilize the said bridge.

8. The tolls to be charged for passage of foot passengers and carriages shall, before being imposed, first be submitted to and approved of by the Governor in Council, and shall be subject to revision from time to time by the Governor in Council, but the Company may, at any time, reduce the tolls, and a notice showing the tolls authorized to be charged shall, at all times, be posted up in a conspicuous place on the said bridge.

9. The Company shall not construct the said bridge before the site and plans thereof shall have been approved by the Governor in Council, by the city of Montreal as to the location of so much of the works of the Company as passes through or over any of the streets of the said city, and by the Harbour Commissioners of Montreal on all matters which may affect the said harbour: Provided also, that the Company shall not make use of any of said streets unless and until a by-law has been passed by the said city setting out the terms upon which such use shall be allowed.

10. The Company may issue bonds, debentures or other securities in aid of the construction of the bridge, terminals and railways hereby authorized to an amount not exceeding three million dollars.

11. The Company may, with the approval of two-thirds of the votes of the shareholders present at a special general meeting duly called for the purpose of considering the matters in this section referred to, at which meeting shareholders representing at least two-thirds in value of the capital stock are present or represented by proxy, and after obtaining the sanction of the Governor in Council in the manner provided by section 239 of *The Railway Act*, and subject to the provisions

contained in this Act, unite with any other company incorporated for similar purposes under the laws of Canada or of the province of Quebec, or with any body corporate, in building, maintaining, managing and using the bridge and approaches, and may enter into any agreement with such corporation respecting the construction, maintenance, management and use thereof.

12. The said bridge shall be commenced within two years and be completed within five years from the passing of this Act, otherwise the powers hereby granted to the Company shall cease and be null and void as respects so much of the works of the Company as then remains uncompleted. Time for construction limited.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 157.

An Act respecting certain Trust Funds of the
Diocese of Moosonee.

[Assented to 25th June, 1903.]

WHEREAS the Right Reverend John Horden, in his life- Preamble.
time Bishop of Moosonee, collected certain sums of
money for various church purposes in the Diocese of Moosonee ;
and whereas by an indenture bearing date the thirteenth day
of December, one thousand eight hundred and eighty-two, set
out in the schedule to this Act, hereinafter called "the trust
deed," the said the Right Reverend John Horden, Donald
Alexander Smith, now Lord Strathcona and Mount Royal,
and George Stephen, now Lord Mountstephen, declared that
they held the said sums of money in trust ; and whereas it
was declared and agreed that the sum of seven thousand four
hundred and ninety-five pounds sterling, and the stocks, funds
and securities representing the same, should be held as a capital
fund in trust for the annual income thereof to be applied for
the purposes specified in the first part of the schedule to the
trust deed. And it was further declared and agreed that other
sums should be held on the trusts as in the trust deed set out ;
and whereas various other sums were contributed from time
to time and were added by the said Bishop Horden to the said
funds, and the income of the said funds was applied towards
the general purposes of the Diocese of Moosonee ; and where-
as the Right Reverend John Horden died and was succeeded
in the said bishopric by the Right Reverend Jervois Arthur
Newnham, who is at the present time the Bishop of the said
Diocese of Moosonee ; and whereas the said Right Reverend
Jervois Arthur Newnham has added various sums to the said
funds and has employed the income of the said funds toward
the general purposes of the Diocese of Moosonee in the same
manner as his predecessor ; and whereas the Right Honour-
able Lord Strathcona and Mount Royal and the Right Hon-
ourable Lord Mountstephen have retired from the trusteeship
under the trust deed and have rendered full accounts of all
their dealings and intromissions with the said trust funds, which

1901. c. 102.

have been duly accepted and acknowledged by the said Right Reverend Jervois Arthur Newnham as correct; and whereas the Royal Trust Company of Montreal and Robert B. Henderson, of Toronto, barrister, have been appointed trustees in the place and stead of the said Lord Strathcona and Lord Mountstephen; and whereas it has been deemed advisable and necessary owing to the change in the conditions prevailing in the said diocese that the said trust funds should be freed from the trusts in the trust deed imposed and that the income thereof should be held and used for the general purposes of the said Diocese of Moosonee; and whereas at the time of the incorporation of the Bishop of Keewatin application was made to the Parliament of Canada for legislation to free the said funds from the trusts imposed by the trust deed and by the Act incorporating the Bishop of Keewatin, being chapter 102 of the statutes of 1901, the trustees were authorized to apply the sum of twenty-five thousand dollars towards the endowment of the Bishopric of Keewatin, but the other relief asked in respect of such trust funds was withheld until such time as the Provincial Synod of Rupert's Land should signify its approval of the granting of the same by resolution or otherwise; and whereas at the meeting of the Provincial Synod of Rupert's Land held in the city of Winnipeg on or about the twentieth day of August, one thousand nine hundred and two, being the first assembly of the said synod held after the report of the said committee, it was resolved as follows: (1) That this Provincial Synod of Rupert's Land now assembled deems it advisable and necessary in the interest of the Diocese of Moosonee and for the carrying out of the real intention of the original donors of the said funds that the said funds comprised in the said indenture of the thirteenth day of December, one thousand eight hundred and eighty-two, both those collected before and since the date of the said indenture should be freed from the trusts thereby declared and should be used for the general purposes of the said diocese in the manner in which the Bishop of the said diocese, his successors or any synod which may hereafter be convened and organized as aforesaid shall deem to be in the best interests of the said diocese, and that the said indenture of the thirteenth of December, one thousand eight hundred and eighty-two, and the trusts therein declared should be revoked; (2) That this synod, in so far as it may lawfully do so, empowers and authorizes the said Bishop of Moosonee, his successors in office or any synod which may be hereafter convened or organized as aforesaid, to apply the said funds or a portion thereof in or towards any of the purposes of the said Diocese of Moosonee as may appear to him or them to be in the interest of the said diocese and ratifies and confirms the application heretofore made of the income of such funds by the late Bishop, or the present Bishop, of the said diocese, or the trustees acting at their request, or at the request of either of them: Therefore His Majesty, by and with the advice and con-

sent of the Senate and House of Commons of Canada, enacts as follows :—

1. Notwithstanding anything contained in the trust deed mentioned in the preamble, the funds comprised therein, both those collected before and since the date of the trust deed, shall be freed from the trusts thereby declared and the income thereof shall be used for the general purposes of the Diocese of Moosonee; and the trustees under the trust deed shall be at liberty to execute a new deed of trust declaring that the said funds are held in trust for the Diocese of Moosonee and that the income thereof may be applied for the general purposes of such diocese.

Funds freed from trust deed.
New deed of trust.

2. The application heretofore made of the income of the said funds for the general purposes of the Diocese of Moosonee is confirmed, and the trustees under the trust deed shall not be deemed to have incurred any liability by reason only of the application of the said funds for the general purposes of the Diocese of Moosonee.

Application of income of funds confirmed.

3. Nothing herein contained shall be deemed to authorize the trustees of the said funds comprised in the trust deed to apply the said funds or the income thereof for any purposes other than the purposes of the said Diocese of Moosonee.

Application of funds and income restricted to Diocese of Moosonee.

SCHEDULE.

To all to whom these presents shall come the Right Reverend John Horden, Doctor of Divinity, Lord Bishop of the Diocese of Moosonee, in the Dominion of Canada, Donald Alexander Smith, of Montreal, in the said Dominion, Esquire, lately the chief commissioner of the Honourable Hudson's Bay Company and George Stephen, Esquire, of Montreal, aforesaid, send greeting.

Whereas the said Bishop has from time to time received various contributions amounting in the aggregate to the sum of nine thousand nine hundred and ninety-nine pounds fourteen shillings for various church purposes in his diocese, and such purposes together with the proportions of the said sum intended to be appropriated for each such purpose are severally specified in the five respective parts of the schedule hereunder written. And whereas it is intended that the said moneys shall be forthwith invested in the names of the persons parties hereto or under their legal control in one or more of the stocks, funds or securities hereinafter authorized. And whereas the said persons parties hereto have agreed between themselves to make such declaration of trust as is hereinafter contained respecting such sums of money so appropriated as aforesaid. And whereas the trustees of the Society for Promoting Christian Knowledge registered have agreed to grant the sum of

seven hundred and fifty pounds by way of addition to the sum of seven thousand four hundred and ninety-five pounds specified in the first part of the said schedule :

Now these presents witness and it is hereby agreed and declared by and between the said Bishop, Donald Alexander Smith, and George Stephen that the said sum of nine thousand nine hundred and ninety-nine pounds or the stocks, funds and securities from time to time, representing the same shall for ever go and belong and be held by them the said persons parties hereto, their executors, administrators and assigns in the proportions hereinafter mentioned as capital funds upon trust to permit the Bishop for the time being of the said diocese to apply the dividends and income of each of such capital funds for the purposes for which such fund is held as hereinafter more particularly specified, videlicet :—That the sum of seven thousand four hundred and ninety-five pounds and the stocks, funds and securities representing the same shall be held as a capital fund upon trust for the annual income thereof to be applied for the purposes specified in the first part of the said schedule. And that the sum of one thousand and fifty-two pounds seventeen shillings and the stocks, funds and securities representing the same shall be held as a capital fund upon trust for the annual income thereof to be applied for the purposes specified in the second part of the said schedule. And that the sum of six hundred and thirty-three pounds seven shillings and the stocks, funds and securities representing the same shall be held as a capital fund upon trust for the annual income thereof to be applied for the purposes specified in the third part of the said schedule, and that the sum of three hundred and nineteen pounds sixteen shillings and the stocks, funds and securities representing the same shall be held as a capital fund upon trust for the income thereof to be applied for the purposes specified in the fourth part of the said schedule. And that the sum of four hundred and ninety-eight pounds fourteen shillings and the stocks, funds and securities representing the same shall be held as a capital fund upon trust for the income thereof to be applied for the purposes specified in the fifth part of the said schedule. Provided, and it is hereby agreed and declared that the said moneys shall be invested in the names or under the legal control of the said persons, parties hereto or other the trustees for the time being of these presents in any of the stocks or funds or government securities of the United Kingdom or of the Dominion of Canada or of any Province or territorial division of the said Dominion or in or upon the shares, stocks or securities of any municipal or local company, body or corporation in the United Kingdom or in the said Dominion ; provided also, and it is hereby agreed, that whenever any trustee of these presents either original or substituted and whether appointed by a court or otherwise is dead or desires to be discharged from the trusts or powers reposed in or conferred on him or refuses or is unfit to act therein or is incapable of acting therein, then the Bishop for the time being

of the said diocese shall by writing appoint another person or other persons to be a trustee or trustees in the place of the trustee or trustees so dying, desiring to be discharged, refusing or being unfit or being incapable as aforesaid, and if the Bishop be not himself already a trustee he is hereby empowered to appoint himself as trustee of these presents either to fill any such vacancy as aforesaid or as an additional trustee, and it shall be lawful for him generally at any time to increase the number of the trustees as to him shall seem fit, but it shall not be necessary to keep up the number to more than three, provided and it shall be lawful for the trustees or trustee hereof to delegate from time to time any of their powers to local managers or representatives if the Bishop for the time being deems it to be necessary for the well-being of the trusts that such delegation shall take place; but nothing herein contained shall interfere with or take away from the power to appoint new trustees or a new trustee hereinbefore vested solely in the Bishop for the time being of the diocese, provided also and it is hereby agreed and declared that the sum of seven hundred and fifty pounds when paid by the said Society for Promoting Christian Knowledge to the trustees of these presents shall be held by them by way of addition to and be subject to the trusts, powers and conditions herein declared concerning the sum of seven thousand four hundred and ninety-five pounds specified in the first part of the said schedule and that any further moneys from any source whatever which may be paid to the trustees hereof in furtherance of any of the said purposes specified in the said schedule shall be subject to the same trusts and powers as the capital fund or funds to which such moneys are intended to be added.

In witness whereof the said parties to these presents have hereunto set their hands and seals the sixteenth day of June, one thousand eight hundred and eighty-two.

The Schedule above referred to.

FIRST PART.

The Moosonee Church Extension Fund is held for the purpose of employing additional clergy to those already engaged in the diocese for the extension of the missions of the church in the diocese. The sum of seven thousand four hundred and ninety-five pounds is appropriated as this fund. No part of this fund is to be employed for paying the salaries of any missionary now at work or in the support of any mission station now in existence.

SECOND PART.

St. Thomas Pastorate Fund is for the support of the clergyman and schools of the parish of St. Thomas Moose Factory. The sum of one thousand and fifty-two pounds seventeen shillings is appropriated as this fund.

THIRD PART.

Fund for the education of children of the native clergy. This fund is for the purpose of enabling allowances to be made towards the education of children between the ages of eight and fifteen years of the native clergy. The sum of six hundred and thirty-three pounds seven shillings is appropriated as this fund.

FOURTH PART.

The Moosonee Church Building Fund is for the purpose of aiding in the erection of churches in the diocese. The sum of three hundred and nineteen pounds sixteen shillings is appropriated as this fund.

FIFTH PART.

The York Factory Mission Endowment Fund is for the support of a clergyman and schools at the York Factory. The sum of four hundred and ninety-eight pounds fourteen shillings is appropriated as this fund.

Signed, sealed and delivered by the above named Lord Bishop of Moosonee in the presence of Charles Howard, Fir Cottage, Combe Down Bath.	}	JNO. MOOSONEE, [L.S.]
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Signed, sealed and delivered by the above named Donald A. Smith and George Stephen in the presence of C. Drinkwater, Sec'y. Canadian Pacific Ry. Co., Montreal.	}	DONALD A. SMITH, [L.S.] GEO. STEPHEN, [L.S.]
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3 EDWARD VII.

CHAP. 158.

An Act respecting the Mutual Fire Insurance Company of the city of Montreal, and to change its name to "The Montreal-Canada Fire Insurance Company."

[Assented to 25th June, 1903.]

WHIEREAS the Mutual Fire Insurance Company of the Preamble.
city of Montreal has, by its petition, represented that it
was incorporated under the authority of "An Act to amend the
Acts authorizing the establishment of mutual fire insurance
companies in Lower Canada," being chapter 59 of the statutes
of the province of Canada, of 1859; and whereas by chapter 1859, c. 59.
62 of the statutes of 1881 the corporate existence of the said Que. 1881,
company was continued with the addition of certain powers; c. 62.
and whereas by chapter 72 of the statutes of the province of Que. 1898,
Quebec, of 1898, certain provisions of the general law of Quebec c. 72.
respecting mutual fire insurance companies in counties—being R.S.Q., c. 3,
section 17 of chapter 3 of title eleven of the Revised Statutes s. 17.
of Quebec—were made applicable to the said company; and
whereas the said company has prayed that it be enacted as
hereinafter set forth, and it is expedient to grant the prayer of
the said petition: Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, declares and enacts as follows:—

1. The Mutual Fire Insurance Company of the city of Declaratory.
Montreal, hereinafter called "the Company," as now organized
and constituted under the statutes mentioned in the preamble,
is declared to be a body corporate and politic within the legisla-
tive authority of the Parliament of Canada; and this Act and
The Insurance Act shall,—upon the Company obtaining a license
under *The Insurance Act*,—apply to the Company and its R.S.C., c. 124.
business, instead of the Acts mentioned in the preamble: Proviso.
Provided, that nothing in this section shall affect anything done,
any right or privilege acquired, or any liability incurred under
any of the above-mentioned Acts up to and at the time of the
passing of this Act, to all of which rights and privileges the
Company

Company shall continue to be entitled, and to all of which liabilities the Company shall continue to be subject.

Name
changed.

Existing
rights saved.

2. The name of the Company is hereby changed to "The Montreal-Canada Fire Insurance Company," but such change in name shall not in any way impair, alter, or affect the rights or liabilities of the Company, nor in anywise affect any suit or proceeding now pending, or judgment existing, either by, or in favour of, or against the Company, which, notwithstanding such change in the name of the Company, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Existing
officers
continued.

3. The officers and directors of the Company elected or appointed under the authority of any of the said Acts shall continue to be the officers and directors of the Company until their successors are lawfully elected or appointed under this Act.

Contracts, etc.,
made under
prior Acts.

4. All acts lawfully done and all contracts, agreements and instruments in writing heretofore lawfully made, entered into or executed by or on behalf of the Company, or in relation thereto, with respect to the undertaking of the Company, under the authority of any of the Acts mentioned in the preamble, are confirmed and declared to be valid and binding upon the Company and upon all other parties thereto.

Mutual
insurance
members.

Voting
powers.

5. Every policy holder, other than those on the non-mutual or wholly cash premium plan, shall be a member of the Company (all such members being hereinafter referred to as "mutual insurance members") and shall be entitled, at all meetings of the Company, to the number of votes proportioned to the amount of his deposit or premium notes held by the Company, that is to say, one vote for the whole amount of such deposit or premium notes up to one hundred dollars, and one additional vote for any amount between one hundred dollars and two hundred dollars, and one additional vote for every additional one hundred dollars.

Capital stock.

6. The Company may raise a capital stock of not less than one hundred thousand dollars nor more than one million dollars, in shares of ten dollars each.

Policy holders
only may
subscribe.

7. Only policy holders of the Company, under the mutual system, may subscribe for the said capital stock, and each in proportion to the amount of his premium or deposit notes held by the Company on the thirty-first day of August, one thousand nine hundred and two, and should the premium or deposit notes of any such policy holder, according to the amount fixed by the directors, entitle such policy holder to a fractional part of a share, or to one or more shares and a fractional part of a share,

share, then such fractional part shall entitle such policy holder to subscribe for an entire share.

8. Each holder of shares in the capital stock shall be a member of the Company, and shall have all the usual rights, privileges and liabilities, but no one shall hold, at one time, more than one thousand of the said shares, in any capacity whatsoever. Shareholders to be members.

9. The said shares shall be transferable, but no transfer shall be valid unless made in the transfer books of the Company, and no transfer shall be valid while any call remains due and unpaid; provided that the Company shall have a lien upon such shares for all unpaid calls, and for all debts due by the shareholder to the Company. Transfer of shares.

10. When any call, debt or other liability is due and remains unpaid for such period as the directors determine, they may, upon one month's notice given to the shareholder in default, by registered letter sent to his address, or after six months' notice given to his executors or administrators by registered letter sent to the address of such executor or administrator, sell the shares, or a sufficient part thereof to satisfy such call, debt or liability of the shareholder in default, and they may transfer the shares so sold to the purchaser thereof. Sale of shares of holders in default.

11. The directors may also, when a call upon shares remains unpaid for one month, and after giving the notice prescribed in the last preceding section, declare such shares, and all amounts previously paid by the shareholder, forfeited to the Company, and they may sell and reissue the shares so forfeited upon such terms and conditions as they deem advisable. Forfeiture of shares on default.

12. As soon as shares to the amount of one hundred thousand dollars, at least, of the said capital stock have been bona fide subscribed, and ten per cent thereon paid by the shareholders, and as soon as the Company has obtained the necessary license under *The Insurance Act*, this Act shall come into force, and the Company may insure against loss or damage by fire or lightning upon the mutual as well as upon the non-mutual or wholly cash system, in the various provinces of Canada, but no insurance made under the non-mutual or wholly cash system shall render the assured liable to contribute in any way whatsoever to the funds or expenses of the Company beyond the amount of the premium agreed upon. When Act to come into force.

13. The Company may cause itself to be insured against any risk it may have undertaken in the course of its business. Re-insurance.

14. The Company may also accept from other companies insurances and re-insurances of the risks of such companies. Risks of other companies.

Application
of profits.

15. The net annual profits and gains of the Company (not including the premium or deposit notes) shall be applied firstly, to setting aside a dividend upon the paid up capital, which dividend shall be placed to the credit of the said shares respectively, and such dividend shall not be paid to the holders of such shares as long as such amount does not reach twenty-five per cent of the par value, but such dividend shall be then paid to the holders of the said shares, that is to say, when the amount at their credit shall reach one-fourth part of the capital subscribed, including the ten per cent paid by the shareholders themselves, after which the dividend may be paid to the shareholders by resolution of the directors, and the balance of the said profits, if there be any, may be carried to a reserve fund or to profit and loss account, or to both of them, in order to provide as amply as possible for future contingencies.

Number of
directors.

16. The board of directors shall consist of not less than six nor more than eighteen members, a majority of whom shall be a quorum.

Qualification
of certain
directors.

17. During the year in which this Act comes into force, at least two-thirds of the directors shall be holders of shares of the said capital stock to the amount of at least five hundred dollars each, upon which all calls have been paid.

Personnel of
directorate.

18. The said two-thirds of the directors shall be elected by the votes of the shareholders, and the other one-third shall be composed of mutual insurance members of the Company, and be elected by such members. Every such mutual insurance member, while he holds the office of director, shall hold insurance in the Company to at least the sum of one thousand dollars.

Powers of
directors.

19. The directors shall have the management of the Company, its property and funds, and may make such by-laws, subject to the provisions of this Act and not inconsistent with or contrary to law, as are necessary to accomplish the purpose and intention of this Act and to give effect to its provisions.

Composition
of Company.

20. When the capital stock authorized by this Act has been subscribed and ten per cent paid thereon, the Company shall be composed of (a) holders of the said capital stock, and, (b) mutual insurance members.

Voting power
restricted.

21. Each shareholder, at meetings of the Company, shall have a vote for each share held by him, but no shareholder or person acting as the proxy of a shareholder, shall have more than one thousand votes, whether upon his own shares or upon those of the person whom he represents by proxy, or upon both together.

22. Notwithstanding anything contained therein, *The Companies Clauses Act*, except sections 7, 18 and 39 thereof, shall apply to the Company in so far as the said Act is not inconsistent with any of the provisions of *The Insurance Act* or of this Act. R.S.C., c. 118, to apply.

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3 EDWARD VII.

CHAP. 159.

An Act respecting the Mutual Life Assurance Company of Canada

[Assented to 25th June, 1903.]

WHEREAS the Mutual Life Assurance Company of Canada has, by its petition, represented that it has been authorized by its members to apply for the powers hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Section 7 of chapter 33 of the statutes of 1878, as amended by section 2 of chapter 96 of the statutes of 1889, and further amended by section 2 of chapter 112 of the statutes of 1900, is repealed, and the following is substituted therefor:—

1878, c. 33,
s. 7 amended.

“7. The annual general meeting of the policy-holders of the Company shall be held on the first Thursday in March in each year, of which meeting not less than one month's notice shall be given by advertisement, published in at least one local newspaper, and in one or more newspapers published in the city of Toronto, and in such other places as the directors think necessary; and the directors shall cause such notice to be printed on each and every renewal notice that may be issued by the Company at any time within the twelve months preceding such meeting.

Annual
general
meeting.

“2. At such annual meeting there shall be elected one-third of the number of directors in the stead of those whose term of office expires, and they shall hold office for three years and until their successors are elected and have accepted office.”

Election of
directors and
term of office.

2. Section 13 of chapter 33 of the statutes of 1878 is repealed, and the following is substituted therefor:—

1878, c. 33,
new s. 13.

“13. The board of directors shall have full power and authority from time to time to make and alter such by-laws, rules and regulations as appear to them proper and needful, touching

Directors' powers.

touching the well ordering of the Company, the management and disposition of its property and effects, the calling of special general meetings, the regulation of the meetings of the board of directors, the appointment from time to time of an executive committee or committees of the said board (which, if they deem it advisable, may include the manager), with such powers and to discharge such duties as the board may, from time to time, confer and impose upon them; the election of a president, vice-president and second vice-president, the appointment and removal of a general manager, a secretary, a treasurer, an actuary, an auditor, and such other officers as the board deems necessary; the appointment and removal of agents of the Company, the regulation of their powers and duties, the remuneration to be paid to them, the security to be given by them respectively for the due performance of their duties, the establishment and regulation of agencies, the adjusting and paying of all claims against the Company, the determining of rates, rules and conditions under which the Company's policies shall be issued, transferred or purchased, and generally to do all other necessary matters and things they may deem expedient in conducting and managing the interests, business and affairs of the Company."

1889, c. 96,
s. 3, repealed.

3. Section 3 of chapter 96 of the statutes of 1889 is repealed.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 160.

An Act to incorporate the New Canadian Company, Limited.

[Assented to 10th July, 1903.]

WHEREAS the New Canadian Company, Limited, has, by Preamble.
its petition, represented that it was incorporated under the
Companies Acts, 1862 to 1900, of Great Britain, with the
objects amongst others, of entering into contracts for the
construction of tramways, basins, docks, jetties, wharfs and
other buildings at the terminus of the Atlantic, Quebec and
Western Railway at Gaspé Basin and Gaspé Bay, in the
county of Gaspé, and of entering into contracts for the acqui-
sition of steamers and other vessels and ships for bringing mails
and traffic to the said railway; and whereas the said com-
pany has, by its petition, prayed that it be enacted as herein-
after set forth, and it is expedient to grant the prayer of the
said petition: Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
declares and enacts as follows:—

1. The shareholders of the said “The New Canadian Com-
pany, Limited,” hereinafter called “the English Company,”
together with such persons as become shareholders in the
company, are incorporated under the name of “The New
Canadian Company, Limited,” hereinafter called “the Com-
pany.”

Incorporation.
Corporate name.

2. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

3. The president, vice-president and directors of the English
Company shall respectively be the president, vice-president and
directors of the Company until their successors are appointed.

Existing officers continued.

4. The shareholders of the English Company are declared
to be holders respectively of shares in the Company to the same
extent and with the same amounts paid up thereon as they are
holders respectively of shares in the English Company.

Rights of shareholders in English Company.

- Capital stock.** **5.** The capital stock of the Company shall be five hundred thousand dollars, divided into shares of five dollars each, and may be called up by the directors from time to time as they deem necessary.
- Head office.** **6.** The head office of the Company in Canada shall be at Gaspé Basin, in the county of Gaspé, or at such other place in Canada as the directors determine by by-law.
- English office.** **2.** The Company may also have an office at London, England, where the meetings of the Company and of its directors may also be held.
- Annual general meeting.** **7.** The annual general meeting of the shareholders shall be held on the first Friday in September in each year either at the offices of the Company at Gaspé Basin or at London.
- Election of directors.** **8.** At each annual general meeting, the shareholders who have paid all calls due on their shares shall elect five persons, each of whom shall be a holder of at least one hundred shares of the capital stock, to be directors of the Company.
- Quorum.** **2.** A majority of the directors shall constitute a quorum.
- Existing directors continued.** **9.** The fact of the annual general meeting not having been held at the regular date shall not have the effect of dissolving the Company. The directors then in office shall, in such case, continue until they have been replaced at a subsequent meeting convened at any time in the same manner as the annual general meeting.
- Officers.** **10.** The directors shall elect one of their number as president and another as vice-president. They may also choose one of their number as managing director and another as secretary, who may be paid such salary as the directors determine.
- Powers.** **11.** The Company may—
- Tramways.** (a.) own, manage, construct, lease, acquire and dispose of tramways, basins, docks, jetties, wharfs, elevators, warehouses, hotels, abattoirs, refrigerators and other buildings necessary for the carrying of passengers and for the receiving, storing, transshipping, and forwarding of mails, live stock, goods and merchandise and of any other freight to or from railways, tramways and vessels at the said Gaspé Basin and Gaspé Bay ;
- Wharfs, hotels, etc,**
- Freight.** (b.) purchase, acquire, lease, sell and dispose of lands, water lots and water rights for the construction of the wharfs, jetties, basins, buildings and other works above mentioned ;
- Lands.** (c.) construct, lease, acquire, freight, manage and dispose of steamers, lighters and other vessels of any kind, to receive, store, forward, carry and transport passengers, mails and freight of any kind ;
- Vessels.** (d.) carry and transport passengers, mails, goods, merchandise and freight to and from Gaspé Basin and Gaspé Bay and Great Britain or any foreign countries.
- Transportation.**

12. The directors, being first authorized by a resolution passed at a special general meeting of the shareholders, may, from time to time, issue bonds, debentures or other securities to the extent of seventy-five per cent of the real value of the property of the Company, such value having been first established by an inventory of the assets of the Company duly audited and revised by auditors appointed at a meeting of the shareholders.

Bond issue on property generally.

13. The directors, being first authorized by a resolution passed at a special meeting of the shareholders duly called for that purpose, may, from time to time, issue additional bonds in aid of the acquisition or construction of any steam or other vessel which by this Act it is authorized to acquire or construct, or in aid of the acquisition or construction of any mill, factory, grain elevator, wharf, dock, inn, hotel or warehouse property, fittings, furniture, plant, appliance or lands not exceeding in amount the cost of such vessel or other property.

Bond issue on certain property.

14. The power of issuing bonds, debentures or other securities conferred upon the directors by the last two preceding sections, shall be exercised as follows:—

Provisions as to bond issues.

(a.) Every such issue shall be first sanctioned by a special general meeting called for that purpose in the manner provided by section 11 of *The Companies Clauses Act*;

Sanction of general meeting.

R.S.C., c. 118.

(b.) Every such issue shall be secured by deed or mortgage executed by the Company in such form and containing such provisions as are approved of by such special general meeting as aforesaid, but not inconsistent with the law or with the provisions of this Act. Each of the said deeds or mortgages shall be made to a trustee to be appointed at such special general meeting for that purpose, and shall clearly describe or designate the property or class of property of the Company which it is proposed or intended to encumber and to which it relates, and shall also state whether such property is present, future or both. It shall also state the rate of interest, not exceeding six per cent per annum, payable upon the bonds, debentures or other securities to be so issued, and the place and time of payment of such interest and of the principal money or capital thereof, and such other conditions, provisions and restrictions as seem requisite and necessary for the effectual carrying out of the terms thereof and for the protection of the holders of such bonds, debentures or other securities; and each such deed or mortgage shall create a lien, charge and encumbrance for the benefit of the holders of the said bonds, debentures or other securities, with respect to which it is made, upon the property or class of property of the Company therein described or designated in the manner and to the extent therein specified;

Mortgage to secure bonds.

(c.) Each such deed or mortgage shall be filed or registered in accordance with the laws affecting the transfer or encum-

Registration of mortgage.

branch of the class or description of property to which such deed or mortgage relates ;

Execution
of mortgage.

(d.) Every such deed or mortgage shall, pursuant to a vote or resolution of the directors, be executed under the seal of the Company and shall be signed by its president or vice-president and countersigned by its secretary ;

Signature
of bonds.

(e.) All bonds, debentures or other securities hereby authorized shall be signed by the president or vice-president and countersigned by the secretary, which countersignature and the signature of the secretary to the coupons attached thereto may be printed or engraved ;

Denomina-
tion, etc.,
of bonds.

(f.) No such bond, debenture, or other security shall be for a less sum than one hundred dollars ; and the said bonds, debentures and other securities may be made payable to bearer and, in that case, shall be transferable by delivery until registration thereof.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 161.

An Act respecting the Niagara Grand Island Bridge Company.

[Assented to 25th June, 1903.]

WHEREAS the Niagara Grand Island Bridge Company has, Preamble.
by its petition, prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada, enacts
as follows:—

1. The times limited by the Acts respecting the Niagara Time for
construction
extended.
Grand Island Bridge Company, for the commencement and
completion of its undertaking, are hereby extended as follows:
The work shall be commenced within two years after an Act
of the Congress of the United States has been passed consent-
ing to or approving of the construction, maintenance and
operation of the bridge contemplated by the Company's Act
of incorporation, or within two years after the Executive of
the United States, or other competent authority, has consented
to or approved of such bridge, and shall be completed within
five years after such commencement, otherwise the powers
granted by this Act shall cease and be null and void as
respects so much of the undertaking as then remains uncom-
pleted; provided, however, that if such consent is not obtained
within five years after the passing of this Act, the powers
granted for the construction of the said work shall cease and
be null and void.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 162.

An Act to incorporate the Niagara, Queenston and St. Catharines Railway Company.

[Assented to 13th August, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows :—

1. John Nelson McKendry, Frank Denton, Herbert L. Dunn Incorporation.
and Alexander D. Crooks, all of the city of Toronto, Evan J.
McIntyre of the town of Niagara, and Robert G. Code and
Edmund F. Burritt of the city of Ottawa, together with such
persons as become shareholders in the company, are incorpor-
ated under the name of “The Niagara, Queenston and St. Corporate
Catharines Railway Company,” hereinafter called “the Com- name.
pany.”

2. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

3. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

4. The capital stock of the Company shall be two hundred Capital stock.
and fifty thousand dollars, and may be called up by the direc-
tors from time to time as they deem necessary, but no one call
shall exceed ten per cent of the shares subscribed.

5. The head office of the Company shall be in the city of Head office.
St. Catharines, or in such other place in Canada as the Com-
pany determines by by-law.

6. The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.

Election of directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not more than nine nor less than five persons to be directors of the Company, one or more of whom may be paid directors.

Line of railway described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the city of St. Catharines, through the townships of Grantham and Niagara to the town of Niagara in the county of Lincoln, thence through the township of Niagara to the village of Queenston, thence through the townships of Niagara and Grantham to the city of St. Catharines.

Motive power.

2. Steam may be used for the purposes of constructing the said railway, but shall not be used as motive power for its operation.

Telegraph and telephone lines.

9. The Company may construct and operate telegraph and telephone lines upon its railway, and for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers and may connect its own lines with the lines of such companies or may lease its own lines.

Rates to be approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

R.S.C., c. 132.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bond issue.

10. The Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile of the railway, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreements with another company.

11. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada, the Canadian Pacific Railway Company, the Michigan Central Railway Company, or the Niagara, St. Catharines and Toronto Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has first been approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders

Approval of shareholders and Governor in Council.

representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in each of the counties through which the railway of the Company runs and in which a newspaper is published. Notice of application for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with. Agreement to be filed with Secretary of State.

12. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction limited.

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3 EDWARD VII.

CHAP. 163.

An Act respecting the Niagara-Welland Power Company, Limited, and to change its name to "The Niagara-Welland Power Company."

[Assented to 25th June, 1903.]

WHEREAS the Niagara-Welland Power Company, Limited, Preamble.
has, by its petition, prayed that it be enacted as herein-
after set forth, and it is expedient to grant the prayer of the 1894, c. 102 ;
said petition : Therefore His Majesty, by and with the advice 1897, c. 73 ;
and consent of the Senate and House of Commons of Canada, 1899, c. 129.
enacts as follows :—

1. The name of the Niagara-Welland Power Company, Name
Limited, is changed to "The Niagara-Welland Power Com- changed.
pany," hereinafter called "the Company," but such change in
name shall not in any way impair, alter or affect the rights or Existing
liabilities of the Company nor in any wise affect any suit or rights saved.
proceeding now pending, or judgment existing either by, or
in favour of or against the Company, which, notwithstanding
such change in the name of the Company, may be prosecuted,
continued, completed and enforced as if this Act had not been
passed.

2. Section 2 of chapter 102 of the statutes of 1894 is amended 1894, c. 102,
by inserting the words "pipe line" after the word "canal" s. 2 amended.
wherever it occurs in the said section.

3. Section 5 of the said Act, as amended by section 3 of New section 5.
chapter 129 of the statutes of 1899, is repealed, and the follow-
ing is substituted therefor :—

"5. Harry Symons, of Toronto, Charles A. Hesson, John Provisional
S. Campbell and Sarah A. Wynne, of St. Catharines, James directors.
S. Haydon, of Camden East, Samuel R. Hesson, of Stratford,
and Charles J. Crowley, of New York, are constituted provi-
sional directors of the Company, a majority of whom shall
form a quorum, and the provisional directors may fill vacancies
from time to time, and all meetings of the provisional directors
shall be held at the head office of the Company."

New section 7.

4. Section 7 of chapter 102 of the statutes of 1894 is repealed, and the following is substituted therefor:—

Election of directors.

“**7.** At the first meeting of shareholders, and at each annual meeting, the shareholders assembled, who have paid all calls due on their shares, shall choose not less than five persons to be directors of the Company, each of whom shall own at least twenty shares of the capital stock of the Company absolutely in his own right, and not in arrears in respect of any call thereon. The majority of the said directors shall form a quorum, and one or more may be paid directors, and the shareholders, whenever they deem it expedient, may pass by-laws increasing the number of directors to not more than nine.”

New section
11.
1899, c. 129,
s. 4 repealed.

Borrowing
powers and
bond issue.

5. Section 11 of the said Act and section 4 of chapter 129 of the statutes of 1899 are repealed, and the following is substituted therefor:—

“**11.** If authorized by by-law, sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the Company represented at a general meeting duly called for considering such by-law, the directors may, from time to time,—

“(a.) borrow money upon the credit of the Company ;

“(b.) limit or increase the amount to be borrowed ;

“(c.) issue bonds, debentures or other securities of the Company, and pledge or sell them for such sums, and at such prices, as are deemed expedient ; but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each ;

“(d.) hypothecate, mortgage, or pledge the real or personal property of the Company, or both, to secure any such bonds, debentures or other securities, and any money borrowed for the purposes of the Company.”

Issue of paid-
up stock.

6. The directors may make and issue, as paid up and non-assessable stock, shares in the Company in payment for any contract, franchise, property, undertaking, privilege, right or power which may be assigned or transferred to it, or which it may acquire by virtue of this Act, at such rate as they deem expedient, to engineers or contractors or for right of way, material, plant, buildings or lands, or the construction or equipment of the works or any part thereof, or for services rendered in placing or assisting to place or guaranteeing the placing of any of the shares or other securities of the Company or in or about the promotion of the Company or the conduct of its business.

1894, c. 102,
s. 4, s-s. 1
amended.

Private rights.

7. Paragraph (j) of subsection 1 of section 4 of chapter 102 of the statutes of 1894 is amended by adding at the end thereof the words “or as otherwise provided by *The Railway Act*,” but nothing herein contained shall give the Company the right to expropriate water powers.

8. Section 13 of the said Act is amended by inserting after the word "Act," in the second line thereof, the words "except sections 35 and 36; sections 40 to 70, both inclusive; sections 73 to 84, both inclusive; sections 86 to 89, both inclusive, and subsections 1, 2 and 3 of section 93 thereof." Section 13 amended.
Application of Railway Act.

9. Paragraph (b) of section 13 of the said Act is amended by inserting after the word "raceway," in the fourth line thereof, the words "pipe and transmission lines." Section 13 amended.

10. The word "station," wherever it appears in *The Railway Act*, shall be held to include any lands required by the Company for reservoirs, power houses, transforming stations, wheel pits, storage plant or other necessary equipment. "Station."

11. Section 14 of the said Act is repealed, and the following is substituted therefor:— New section 14.

"14. Sections 7, 9, 18 and 39 of *The Companies Clauses Act* shall not apply to the Company." R.S.C., c. 118.

12. The time limited by the Acts respecting the Company for the completion of the works of the Company is hereby extended until the twentieth day of May, one thousand nine hundred and eight, and unless the said works are then completed the powers conferred upon the Company by Parliament shall cease and be null and void except as to such portion of the said works as has been commenced or completed, and any rights which have been acquired by the Company before the expiration of the time aforesaid. Time for construction extended.

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3 EDWARD VII.

CHAP. 164.

An Act respecting the Nicola, Kamloops and Similkameen Coal and Railway Company.

[Assented to 24th October, 1903.]

WHEREAS the Nicola, Kamloops and Similkameen Coal Preamble.
and Railway Company has, by its petition, represented
that it was incorporated by an Act of the legislature of the B.C., 1891,
province of British Columbia, being chapter 47 of the statutes c. 47.
of 1891, and that the said Act was amended by chapter 38 of B.C., 1903,
the statutes of 1903 of the said legislature, and has prayed that c. 38.
it be enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows:—

1. In this Act the expression “the Company” means the Declaratory.
body corporate and politic heretofore created by the Acts
mentioned in the preamble under the name of “The Nicola,
Kamloops and Similkameen Coal and Railway Company,”
and the railway works which the Company by the said Acts
has been empowered to undertake and operate are declared to
be for the general advantage of Canada.

2. *The Railway Act* shall hereafter apply to the said works 1888, c. 29
to the exclusion of any provisions of the said Acts or of the to apply
“British Columbia Railway Act” inconsistent therewith; but R.S. B.C.,
nothing herein shall affect or invalidate any action heretofore c. 163.
taken by the Company pursuant to powers in such Acts con-
tained.

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3 EDWARD VII.

CHAP. 165.

An Act respecting the Nipissing and James Bay
Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Nipissing and James Bay Railway Com- Preamble.
pany has, by its petition, prayed that it be enacted as
hereinafter set forth, and it is expedient to grant the prayer of
the said petition: Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows:—

1. Section 2 of chapter 78 of the statutes of 1899 is repealed. 1899, c. 78,
s. 2 repealed.

2. The Nipissing and James Bay Railway Company shall Time for
construction
extended.
commence the construction of its line of railway from North
Bay to a point at or near Lake Timagami within two years from
the passing of this Act, and shall construct and complete the
remainder of its line to Moose Factory or some other point on
James Bay within five years from the passing of this Act, and
if the said lines are not commenced and completed within the
said periods, then the powers of construction conferred upon
the said Company by Parliament shall cease and be null and
void as respects so much thereof as then remains uncompleted.

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3 EDWARD VII.

CHAP. 166.

An Act to incorporate the Nipissing and Pontiac Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. John Armstrong, of the village of New Liskeard, in the Incorporation
district of Nipissing ; Arthur Cecil Rorabeck, of the town of
North Bay, in the district of Nipissing ; Ernest Campbell
Cattanach, of the city of Toronto, in the county of York ;
Rodolphe Lemieux, of the city of Montreal, in the province of
Quebec, and Edmund Stevens Senkler, of the town of North
Bay, in the district of Nipissing ; are incorporated under the
name of “The Nipissing and Pontiac Railway Company,” Corporate
hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

3. The capital stock of the Company shall be two hundred Capital stock.
and fifty thousand dollars and may be called up by the direc-
tors from time to time as they deem necessary, but no one call
shall exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be at the village Head office.
of New Liskeard, in the district of Nipissing, or at such other
place in Canada as the Company from time to time determines
by by-law.

5. The annual meeting of the shareholders shall be held on Annual
the first Tuesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose

choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches, from a point at or near New Liskeard in the district of Nipissing, in the province of Ontario, and thence in a north-easterly direction to a point at or near the foot of Lake des Quinze, in the province of Quebec.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Telegraph
and telephone
lines.

9. The Company may construct, maintain and operate a telegraph and telephone line upon and along the whole length of its railway, and may establish offices for the transmission of messages for the public and collect tolls therefor; and for the purpose of operating such telegraph and telephone lines the Company may enter into a contract with any other company, or may lease the Company's lines or any part thereof.

Arrangements
with telegraph
or telephone
companies.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange and transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates and charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Agreement
with another
company.

10. The Company may enter into an agreement with the Canadian Pacific Railway Company, the Grand Trunk Pacific Railway Company, or the Timiskaming and Northern Ontario Railway Commission for conveying or leasing to either of such companies, or to the said commission, the railway of the Company in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company or commission on such terms and conditions as are agreed upon and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders

Approval of
shareholders
and Governor
in Council.

holders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs and in which a newspaper is published. Notice of application for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette* and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with. Agreement to be filed with Secretary of State.

11. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction limited.

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3 EDWARD VII.

CHAP. 167.

An Act to incorporate the North-west Coal and Coke Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. L. Ernest, J. Stamford, Frank Seaman, John H. Seaman, Incorporation.
F. C. Elliott and B. B. Mighton, all of the town of Nelson in
the province of British Columbia, and C. E. D. Wood of the
town of Macleod, in the North-west Territories, together with
such persons as become shareholders in the company, are
incorporated under the name of "The North-west Coal and Corporate
Coke Railway Company," hereinafter called "the Company." name.

2. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

3. The capital stock of the Company shall be three hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall ex-
ceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the town of Head office.
Macleod, in the district of Alberta, or at such other place in
Canada as the Company, from time to time, determines by by-
law.

5. The annual meeting of the shareholders shall be held on Annual
the third Wednesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose

choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point on the North Fork River at or near Bull Park, in the district of Alberta, in the North-west Territories, to a point on the Crows' Nest branch of the Canadian Pacific Railway at or near Cowley, or between Cowley and Livingston.

Bond issue.

8. The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures and other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Telegraph and
telephone
lines.

9. The Company may construct and operate a telegraph line and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public, and for the purpose of erecting and working such telegraph and telephone lines, the Company may enter into a contract with any other company.

Arrangements
with telegraph
and telephone
companies.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange or transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Agreement
with C.P.R.

10. The Company may enter into an agreement with the Canadian Pacific Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock subscribed are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the electoral districts through which the railway of the Company runs and in which a newspaper is published.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

11. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act, or by *The Railway Act*, shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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3 EDWARD VII.

CHAP. 168.

An Act to incorporate the Northern Bank.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in Canada, and it is expedient to grant
the prayer of the said petition : Therefore His Majesty, by and
with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows :—

1. The persons hereinafter named, together with such others Incorpora-
as may become shareholders in the corporation by this Act tion.
created, are hereby constituted a corporation by the name of
“ The Northern Bank,” hereinafter called “ the Bank.” Corporate
name.

2. The capital stock of the Bank shall be two million Capital.
dollars.

3. The chief office of the Bank shall be at the city of Chief office.
Winnipeg, in the province of Manitoba.

4. Sir Daniel Hunter McMillan, K.C.M.G., Frederick Provisional
William Stobart, James H. Ashdown, George Reading Crowe, directors.
William Robinson and Douglas C. Cameron, all of the said city
of Winnipeg, shall be the provisional directors of the Bank.

5. This Act shall, subject to the provisions of section 16 Duration of
of *The Bank Act*, remain in force until the first day of July, Act.
in the year one thousand nine hundred and eleven. 1890, c. 31.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 169.

An Act respecting the Ontario and Qu'Appelle Land Company, Limited.

[Assented to 25th June, 1903.]

WHEREAS the Ontario and Qu'Appelle Land Company, Limited, has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble.

1887, c. 118
1891, c. 120.

1. No dividend shall be deemed to impair the capital of the Ontario and Qu'Appelle Land Company, Limited, hereinafter called "the Company," by reason only of payment thereof out of the proceeds of sales of lands or other property in which the capital of "the Company" has been invested, and the directors of the Company may, from time to time, declare and pay dividends out of the funds of the Company, including moneys received from sales of lands ; provided that the unsold lands and other remaining assets of the Company are sufficient to meet all the liabilities of the Company, including the nominal paid-up capital.

Dividends
from sales
of lands.

Proviso.

2. The board of directors may, from time to time, repay capital to the shareholders of the Company by instalments *pari passu* in such amounts as they determine, and the capital of the Company and the par of the shares thereof shall, from time to time, be and be deemed to be reduced by the amounts so repaid, provided that all the liabilities of the Company at the time of any such payment are fully paid.

Repayment of
capital to
shareholders.

3. At any time after all the lands of the Company have been sold, all liabilities of the Company being first fully paid and discharged, the shareholders of the Company may at a special general meeting pass a resolution declaring that the Company is wound up ; whereupon all the remaining assets of the Company shall forthwith be equally distributed among the shareholders.

Power to
wind up
Company.

shareholders in proportion to the amounts of their respective shares of the capital of the Company; and thereupon the Company shall be deemed to have been wound up, and shall cease to exist.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 170.

An Act to incorporate the Ontario and Quebec Power Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. Thomas Ahearn, Warren Young Soper, Alexander Incorpora-
Lumsden, Erskine Henry Bronson and Levi Crannell, all of tion.
the city of Ottawa, in the province of Ontario, together with
such persons as become shareholders in the company, are incor-
porated under the name of "The Ontario and Quebec Power Corporate
Company," hereinafter called "the Company." name.

2. The persons named in section 1 of this Act are constituted Provisional
the first or provisional directors of the Company, a majority of directors.
whom shall form a quorum ; and they may forthwith open
stock books and procure subscriptions of stock for the under-
taking, and receive payments on account of stock subscriptions,
and carry on the business of the Company.

3. The capital stock of the Company shall be five hundred Capital stock.
thousand dollars, divided into shares of one hundred dollars
each.

2. After the whole of the capital stock of the Company has Increase of
been issued and fifty per cent thereof has been paid up, the capital.
capital stock may be increased from time to time to an amount
not exceeding two million dollars, by resolution of the share-
holders, approved of by the votes of the holders of at least
two-thirds of the issued stock of the Company present or repre-
sented by proxy at a special general meeting of the shareholders
duly called for the purpose of considering such resolution, and
such increased capital stock shall be issued, and may be held
subject to the same conditions, and dealt with in the same
manner, as the original capital stock of the Company.

Head office.

4. The head office of the Company shall be at the city of Ottawa, in the province of Ontario, or such other place in Canada as the directors from time to time determine by by-law.

First general meeting.

5. At any time after the passing of this Act the provisional directors or any three of them may call a general meeting of the shareholders of the Company, to be held at any place in the city of Ottawa, at such time as they determine, for the purpose of passing or ratifying the by-laws of the Company, of electing directors, and of considering and determining upon any other business specified in the notice calling such meeting.

Notice of meeting.

2. Notice of such meeting shall be sufficiently given by mailing the same postage prepaid to the last known post office address of each shareholder at least ten days previous to the date of such meeting.

Annual general meeting.

6. The annual general meeting of the shareholders shall be held on the second Tuesday in February in each year, or on such other day in each year as the directors from time to time determine by by-law.

Election of directors.

2. At such meeting the shareholders present or represented by proxy, who have paid all calls due on their shares, shall choose five persons to be directors of the Company, one or more of whom may be paid directors, and a majority of whom shall be a quorum.

Qualification.

3. Every director shall hold at least ten shares of the capital stock of the Company.

Proxies.

4. Only shareholders eligible to vote may hold proxies at any meeting of the Company.

Powers.

7. The Company may, subject to the provisions of sections 9, 10 and 11 of this Act,—

Supply power.

(a.) manufacture, use, supply and dispose of electricity, water-gas, and water, hydraulic or other power, by means of poles, wires, cables, pipes, conduits, machinery or other appliances, and construct, maintain and operate works for the production, sale and distribution thereof; and for the purposes aforesaid may construct, acquire, use, maintain and operate dams, canals, watercourses, raceways, and water powers through, in or upon any lands now or hereafter owned by the Company adjacent to the Little Chaudière Rapids in the Ottawa River above the bays known as Squaw (or Benedict's) Bay and Lazy Bay (or Chenail), and in the Ottawa River adjacent to the Little Chaudière Rapids aforesaid: Provided that the Company shall in constructing and maintaining the works authorized by this Act make at its own expense full provision for and give facilities for floating, driving or passing logs, timber and wood through or past said works;

Patent rights.

(b.) acquire patent rights, letters patent of invention, processes, options and other rights and privileges, and again dispose thereof;

(c.) manufacture, acquire and dispose of pulp wood, pulp or Pulp. the products thereof ;

(d.) manufacture and deal in all minerals and the by-products thereof ; construct furnaces, ovens and retorts for the reduction of such minerals ; Minerals.

(e.) construct tramways, wharfs, docks, offices and all necessary buildings, and purchase, hire, build and repair vessels required for the business of the Company ; Buildings and vessels.

(f.) if necessary for the construction, maintenance or operation of any of the works authorized by paragraph (a.) of this section,— Flooding of lands between dam and Remous Rapids.

(i.) flood, temporarily or permanently, any lands adjacent to the Ottawa River between the site of any such works and the head of the Remous Rapids ;

(ii.) affect temporarily or permanently, to any extent, riparian and other rights in, on or over the bed or banks of the Ottawa River between the said points ;

and shall make compensation for all damages which the exercise of the powers conferred by this paragraph may then or thereafter cause. Compensation for damages.

(2.) These damages shall be ascertained once for all, at any time after the plans of such works have been approved of by the Governor in Council under section 8 of this Act. After compensation therefor has been made the Company shall no longer be liable for any damage of the like nature in respect of the same lands, riparian and other rights. Ascertainment of damages. Limitation of liability.

(3.) For such ascertainment and compensation in case of disagreement, the provisions of *The Railway Act*, from sections 123 to 172, both inclusive, shall apply, with the following exceptions and modifications :— 1888, c. 29.

(i.) Section 153 shall not apply. The arbitrators shall take into account the prospective value of the property, riparian and other rights and the injury which the exercise of such powers may cause to the persons interested.

(ii.) The approved plans referred to in section 8 of this Act shall take the place of the map or plan and profile referred to in *The Railway Act*.

(4.) The Company shall not obstruct the shores or banks of the Ottawa River with docks, wharfs, piers, booms, logs, timber or other material, so as to prevent the owners of such lands inundated from the full and free enjoyment of the waters of the Ottawa River lying upon or adjacent to the lands inundated ; Shores not to be obstructed.

(g.) for the purpose of laying and maintaining its pipes and conduits for the conveyance of water, gas or other agent for heat, light and power, enter upon any highway, street, road allowance, square or other public place and open up the same, and supply gas and other agents through the said pipes and conduits ; provided that the Company shall not exercise the powers granted by this paragraph until it has first obtained the consent and approval of the municipal council of the city, town, village or other local municipality within which the powers

Entering upon lands.

Consent of municipality necessary.

powers hereby given are to be exercised by the Company, such consent to be by by-law and to be on such terms and conditions as such by-law provides.

Plans to be deposited.

Notice of application for approval.

Approval by Governor in Council.

8. Plans of all works to be erected, constructed, or made in or adjacent to the Ottawa River, under the powers conferred by this Act, showing dimensions and quantities in each part thereof, shall be filed by the Company in the Department of Public Works at Ottawa; and forthwith thereafter the Company shall give public notice of such deposit in at least one daily paper published in English in the city of Ottawa for two consecutive weeks, stating the date, hour and place at which an application will be made to the Governor in Council for his approval to be given to such plans; and the Governor in Council, after hearing such application and determining all matters in relation thereto then brought before him by any person interested, may approve of such plans, and until such approval the Company shall have no authority to proceed with the construction, erection or making of such works or any of them: Provided, however, that such approval shall not protect the works and prevent their demolition if in practice it is found that the protection enacted in sections 9, 10 and 11 of this Act is not secured.

Deschenes Rapids water-power not to be interfered with.

9. Notwithstanding anything contained in this Act, the Company shall not construct, maintain or operate any works that will in any way interfere with, obstruct, retain, interrupt or affect the natural volume, current or flow of the River Ottawa into, through, or away from the Deschenes Rapids, or the natural volume, current or flow of water into, through or away from any canal, raceway, watercourse or water power now existing or hereafter to be constructed or developed in, through or upon the lands lying adjacent to the said Deschenes Rapids, either in the province of Quebec or in the province of Ontario.

Chaudière Falls water-power not to be interfered with.

10. The Company shall not construct, maintain or operate any works that will prejudicially or injuriously interfere with, obstruct, retain, interrupt, or affect in any way the natural volume, current or flow of the River Ottawa into, through, or away from the Chaudière Falls, or the natural volume, current or flow of water into, through or away from any canal, raceway, watercourse or water power, now existing or hereafter to be constructed or developed in, through, or upon the lands lying at or near to the said Chaudière Falls, either in the province of Quebec or in the province of Ontario, or which may prejudicially interfere with or affect any water power property situate at or near the said Chaudière Falls by diverting water from one side of the river to the other side, or by changing the current thereof, or in any other manner.

11. Subject to the rights conferred by paragraph (f) of section 7, the Company, notwithstanding anything in this Act, is not empowered to construct, maintain or operate any dams or works which will impair or injuriously affect any rights, interests, property or privileges of any person owning or interested in any water power situated in or adjacent to the Ottawa River, except the Remous Rapids.

Powers restricted to Remous Rapids.

12. The Company may acquire the properties, rights, water powers and privileges at or near the Little Chaudière Falls in the Ottawa River acquired by or granted to the Ottawa Land Association, Limited, and the said Thomas Ahearn, and all other properties, rights, powers and privileges necessary and essential for the purposes of the Company, and may pay the price thereof wholly or partly in cash, or wholly or partly in fully paid-up or partly paid-up shares of the capital stock of the Company, or wholly or partly in debentures of the Company, or otherwise.

Acquisition of properties.

13. The Company may acquire and operate the works of any company having powers wholly or in part similar to the powers of the Company, and may acquire the capital stock, bonds, rights, franchises, powers, privileges or properties of any such company, and may enter into agreements for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy.

Acquisition of, and amalgamation with, other companies.

Approval of shareholders.

14. The directors may issue as paid-up stock shares of the capital stock of the Company in payment for all or any of the businesses, franchises, undertakings, rights, powers, privileges, and properties which the Company may lawfully acquire by this Act or by law, and may, for such considerations, allot and hand over such shares to any person or corporation, including its shareholders or its directors, and any such issue or allotment of stock shall be binding upon the Company and such stock shall not be assessable for calls nor shall the holder thereof be liable in any way thereon; or the Company may pay for the same wholly or partly in paid-up shares or wholly or partly in debentures, as may be agreed upon; provided that any allotment and issue of stock under authority of this section shall be approved by the holders of at least two-thirds in value of the stock of the Company, previously issued and held at the date of such issue and allotment.

Issue of paid-up stock.

Proviso.

15. The directors may, when authorized by by-law for that purpose, approved by the votes of holders of at least two-thirds

Borrowing powers.

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in

in value of the issued stock of the Company, present or represented by proxy at a special general meeting called for considering such by-law, borrow, from time to time, such sums of money, not exceeding in the aggregate the sum of one million dollars, as the shareholders deem necessary, and may if thought advisable, issue bonds and debentures therefor, in sums of not less than one hundred dollars each, at such rate of interest and payable at such time and place and secured in such manner by a mortgage or otherwise, upon the whole or any portion of the property, undertakings or franchises of the Company, as may be prescribed by such by-law or decided upon by the directors under the authority thereof, and the Company may make such provisions respecting the redemption of such securities as are deemed proper, and the directors, upon such authorization, may, without issuing debentures, secure the repayment of such loans by mortgage, hypothec or pledge upon such properties or assets of the Company as shall be indicated by the directors.

On promissory
notes, etc.

2. In addition to the amounts which the Company, from time to time, may borrow, secured or unsecured as aforesaid, the Company may borrow on current account, or on promissory notes, or other negotiable instruments, or on mortgage or pledge of the prospective net income of the Company, such further sums as the directors decide are required for the construction of the works, the operations of the Company, or for the acquisition of its properties or assets.

Priority of
charge of
judgment for
damages.

3. All judgments or awards against the Company for damages awarded under paragraph (f) of section 7 of this Act shall be privileged claims against the Company and its properties and assets, and shall rank before all sums borrowed under the provisions of the Act, and in priority to all bonds, debentures, mortgages, hypothecs or pledges issued or given under the provisions of this Act.

1888, c. 29.

16. Subsection 2 of section 90 of *The Railway Act* shall apply to the Company.

Time for
construction.

17. The works authorized by this Act shall be commenced within two years and completed within three years from the passing of this Act.

Jurisdiction
of courts.

18. Without affecting the jurisdiction of any court of any of the provinces, the Exchequer Court of Canada shall have concurrent jurisdiction in all matters within the purview of this Act, and, subject to the provisions of *The Exchequer Court Act* and its amendments, an appeal shall lie therefrom to the Supreme Court of Canada.



3 EDWARD VII.

CHAP. 171.

An Act respecting the Ottawa Electric Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Ottawa Electric Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set 1894, c. 86.
forth, and it is expedient to grant the prayer of the said peti- 1899, c. 82.
tion: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. The Company may borrow money and may make and Borrowing
issue bonds, debentures or other securities to the extent of one powers.
million dollars, and the said bonds, debentures or other secur- Bond issue.
ities shall be made, issued and secured in the manner and to
the extent provided by sections 93 to 98, inclusive, of *The* 1888, c. 29,
Railway Act, which said sections shall form part of this Act. ss. 93 to 98.

2. The said bonds, debentures or other securities shall be Application
issued subject to the provisions of section 94 of *The Railway* of 1888, c. 29,
Act, and to the charges in favour of the outstanding first s. 94.
mortgage bonds of the Company; and when and so soon as
the said charges now existing are redeemed, exchanged or
paid off, the said bonds, debentures or other securities hereby
authorized shall be a first charge and lien upon the property
of the Company described in any mortgage deed which may
be given to secure the said bonds, debentures or other
securities. When bonds
to become a
first charge.



3 EDWARD VII.

CHAP. 172.

An Act to incorporate the Ottawa River Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. Edgar McMullen, of Boston, Mass. ; Thomas A. Richard- Incorporation.
son, Colin M. Thompson and J. Douglas Wells, of New York ;
Henry W. Raphael and Frederick D. Monk, of Montreal ;
Thomas Christie, of Lachute ; J. A. C. Ethier, of Ste. Scholas-
tique ; J. E. E. Léonard, of Ste. Rose ; Thomas Gauthier, of
Montreal ; the Honourable François Xavier Mathieu, Joseph
Dominique Leduc, of Ste. Scholastique ; the Honourable Wil-
liam A. Weir, of Montreal ; Hector Champagne, of St.
Eustache ; and the Honourable James Domville, of Rothesay,
New Brunswick ; together with such persons as become share-
holders in the company, are hereby incorporated under the
name of “The Ottawa River Railway Company,” hereinafter Corporate
called “the Company.” name.

2. The persons named in section 1 of this Act are hereby Provisional
constituted provisional directors of the Company. directors.

3. The capital stock of the Company shall be five hundred Capital
thousand dollars, and may be called up by the directors from stock.
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the city of Head office.
Montreal.

5. The annual meeting of the shareholders shall be held on Annual
the first Monday in September in each year. meeting.

Election of
directors.

6. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose nine persons to be directors of the Company, one or more of whom may be paid directors.

Lines of
railway des-
cribed.

7. The Company may layⁿ out, construct and operate a railway of a gauge of four feet eight and one-half inches, from a point in or near Grenville, in the county of Argenteuil, to the city of Montreal, passing through the counties of Argenteuil, Two Mountains, Laval and Jacques Cartier, and may also build branch lines from a point at or near St. Andrew's to St. Côme, up the Rivière Rouge to Lake Rouge, and to connect with the Canada Atlantic Railway at or near Hawkesbury.

Bond issue on
railway.

8. The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed or purchased.

Agreements
with other
companies.

9. The Company may enter into an agreement with the Jacques Cartier Union Railway Company, the Canada Atlantic Railway Company, the Carillon and Grenville Railway Company, the Central Counties Railway Company, the Great Northern Railway of Canada, the Canadian Pacific Railway Company, the Grand Trunk Railway Company, the Chateauguay and Northern Railway Company, the Montreal Park and Island Railway Company, and the Montreal Terminal Railway Company, for conveying or leasing to such company the railway of the Company in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company or companies on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties (or electoral districts) through which the railway of the Company runs, and in which a newspaper is published.

Notice of
application
for sanction.

1888, c. 29.

Agreement to
be filed with
Secretary of
State.

3. A duplicate of the agreement referred to in subsection 1 of this section, duly ratified and approved, shall within thirty

days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this Act having been complied with.

10. The Company may—

(a.) acquire and use water powers and operate electrical works for the use and transmission of electrical power for the use of its railway and undertaking; Water powers and electrical city.

(b.) acquire and maintain hotels, parks and places of amusement along the line of its railway; Hotels, etc.

(c.) construct and operate telegraph and telephone lines along its railway and branches and within ten miles thereof, and may establish offices for the transmission of messages for the public and collect tolls for so doing, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time. The Company may enter into agreements with other companies for the exchange and transmission of messages, or for the working, in whole or in part, of the lines of the Company. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company. Telegraph and telephone lines. R.S.C., c. 132.

11. The Company may erect and maintain docks, dock-yards, wharfs, slips, piers, warehouses and other terminal facilities at any point on or in connection with its railway and at all the termini thereof on navigable water, for the convenience and accommodation of vessels and elevators; and may also acquire, own, hold, charter, work and run steam and other vessels for cargo and passengers upon any navigable water which the railway of the Company reaches or connects with. Docks, etc., elevators and vessels.

12. The Company may issue bonds upon any of the properties mentioned in the foregoing section, and upon its terminal property in the city of Montreal and vicinity, and said bonds shall be a first lien and charge on the properties specified in said bonds; provided that in no case shall the amount of bonds issued exceed the cost of the property they cover. Bond issue on property other than railway.

2. The Company may grant to any company or corporation the right to erect on ground belonging to the Company, warehouses, elevators or other buildings or works for the purpose of giving greater facilities to the public in doing business with the Company; and the buildings so erected shall not be bound by or subject to any mortgage or lien on the property of the Company without the consent of the owner of said buildings. Erection of warehouses, etc., by other companies. Application thereto of mortgages.

13. The Company shall deposit with the Government, within six months from the passing of this Act, plans of the Deposit of plans.

Deposit of
money as
guarantee for
construction.

main line between Grenville and Montreal, and on the approval of the said plans shall deposit with the Government the sum of twenty-five thousand dollars as a guarantee for the construction of the line, otherwise this charter shall become null and void, and said sum shall be repaid to the Company as the work progresses.

Time for
construction
limited.

14. If the construction of the railway is not commenced within six months after the passing of this Act, or if the railway is not finished and put in operation within three years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 173.

An Act respecting the Ottawa, Northern and Western Railway Company.

[Assented to 25th June, 1908.]

WHEREAS the two railway companies formerly known as Preamble.
the Ottawa, Northern and Western Railway Company
and the Pontiac Pacific Junction Railway Company have been
amalgamated under the name of the Ottawa, Northern and 1901, c. 80.
Western Railway Company, and the amalgamated company 1902, c. 89.
has, by its petition, prayed that it be enacted as hereinafter
set forth, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada,
enacts as follows :—

1. The times limited by chapter 72 of the statutes of 1900 Times extended.
for the commencement and completion of the railway author-
ized to be constructed by section 1 of that Act, and of the
extensions and branches authorized to be constructed by sec- 1900, c. 72, s. 1
tion 1 of chapter 84 of the statutes of 1899 are extended for 1899, c. 84, s. 1
two and five years respectively from the passing of this Act,
and if the said railway, extensions and branches are not com-
menced and completed as herein provided, the powers granted
for such construction shall cease and be null and void as
respects so much thereof as then remains uncompleted.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 174.

An Act to incorporate the Pacific Bank of Canada.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose
of establishing a bank in Canada, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by
and with the advice and consent of the Senate and House of
Commons of Canada, enacts as follows:—

1. The persons hereinafter named, together with such others Incorporation.
as become shareholders in the corporation by this Act created,
are constituted a corporation by the name of “The Pacific Corporate
Bank of Canada,” hereinafter called “the Bank.” name.

2. The capital stock of the Bank shall be two million Capital stock.
dollars.

3. The chief office of the Bank shall be at the city of Vic- Chief office.
toria, in the province of British Columbia.

4. William Postlethwaite, William J. Hetherington, George Provisional
C. Thompson and George Clay, all of the city of Toronto, and directors.
A. G. Murray, of Gore Bay, in the province of Ontario, shall
be the provisional directors of the Bank.

5. This Act shall, subject to the provisions of section 16 of Duration of
The Bank Act, remain in force until the first day of July, Act.
one thousand nine hundred and eleven.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 175

An Act to incorporate the Père Marquette International Bridge Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. James Harrington Walker, Alexander Leslie and John Henry Coburn, of the town of Walkerville, in the province of Ontario, and James Harvey Simpson and Frederic Waeir Stevens, of the city of Detroit, in the state of Michigan, one of the United States, together with such persons as become shareholders in the company, are incorporated under the name of "The Père Marquette International Bridge Company," hereinafter called "the Company."

Incorporation.

Corporate name.

2. The persons named in section 1 of this Act are constituted the first or provisional directors of the Company.

Provisional directors.

3. The capital stock of the Company shall be five hundred thousand dollars divided into shares of one hundred dollars each.

Capital stock.

4. The head office of the Company shall be in the town of Walkerville in the province of Ontario, or in such other place in Canada as the Company determines by by-law.

Head office.

5. The Company may construct, maintain and operate a railway bridge across the Detroit River, with all necessary approaches, from some convenient point in or near the town of Amherstburg to a point in the state of Michigan, and may purchase, acquire and hold such real estate, including lands for sidings and other equipment required for the convenient working of traffic to, from and over the said bridge as the Company thinks necessary for any of the said purposes.

Bridge authorized.

Approval of
construction.

2. The Company shall not commence the actual construction of the said bridge nor exercise any of the powers hereunder until the Congress of the United States or the Executive thereof or other competent authority in the United States has approved the bridging of the said river, but the Company may, in the meantime, acquire the lands, submit its plans to the Governor in Council and do all other things authorized by this Act.

Approval
of plans.

3. The said bridge shall be built and located under, and be subject to, such regulations for the security of navigation of the said river as the Governor in Council shall prescribe, and to secure that object the Company shall submit to the Governor in Council for his examination and approval a design and drawing of the bridge, and a map of the location giving the soundings, accurately showing the bed of the stream, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and until the said plans and location are approved by the Governor in Council the construction of the bridge shall not be commenced, and should any change be made in the plans of the bridge during the process of construction, such change shall be subject to the approval of the Governor in Council and shall not be made or commenced until the same is approved.

Minister
may make
regulations.

4. The Minister of Railways and Canals may from time to time make and give regulations or orders respecting the reconstructing or maintaining of the said bridge, the displaying upon the bridge or the piers thereof, between the hours of sunset and sunrise, of beacons or lights, or other signals at other times, the construction, placing, operating and maintaining upon, or in the vicinity of, the passage or passages of the bridge, of piers, booms, buoys or other aids or safe-guards to navigation, or otherwise designed to protect the interests of the public or the prevention of obstructions to navigation.

Power to close
bridge on non-
compliance
with
regulations.

5. On failure of the Company to comply, within such time as the Minister deems reasonable, with any such regulations or orders the Governor in Council may, on the report of the Minister, either close the said bridge until such regulations or orders are complied with, or cause them to be observed or executed at the expense of the Company; and all amounts expended under the order of the Governor in Council in giving effect to such regulations or orders shall be recoverable from the Company by proceedings in the name of the Attorney General of Canada in any court of competent jurisdiction.

Agreements
with railway
companies.

6. The Company may enter into agreements by way of lease or otherwise with any railway company incorporated in Canada or elsewhere respecting the use of the said bridge, and may unite with the Père Marquette Railroad Company and the Père Marquette International Bridge Company or other company incorporated in the state of Michigan or under the laws of the United States in constructing the said bridge and acquiring and constructing the approaches and other works thereof and connected therewith in the said state of Michigan and in

maintaining and operating the said bridge, and may enter into agreements with such companies or any of them in that behalf.

7. The said bridge shall be commenced within two years after the Governor in Council and the Executive of the United States, or other competent authority therein has approved such bridging, and shall be completed within five years thereafter, otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted; provided, however, that if such approval is not obtained within five years after the passing of this Act the powers granted for the construction of the said bridge shall cease and be null and void.

Time for
construction
limited.

8. In case the state of Michigan or the United States shall, at any time after the final completion of the bridge, provide for the appointment of a commission for regulating the working of the said bridge, the use thereof, and the compensation to be made therefor, and for settling any dispute in respect thereof, the Governor in Council may join in the appointment of the said commission on such terms as he shall think proper, and appoint one or more persons as members of the said commission; and in the event of any such appointment the said commissioners shall have the power hereby conferred on the Governor in Council, and the decisions of the said commissioners shall be final and conclusive, to the extent to which the same are final and conclusive by virtue of the provisions which may be made by the state of Michigan or the United States.

Joint commis-
sion with
United States.

9. Wherever in this Act the expression "the said bridge" occurs, it shall mean the bridge, approaches, lands and works hereby authorized.

"Said bridge"
defined.

10. The directors may, in the manner prescribed by sections 93 and 94 of *The Railway Act*, issue, sell or pledge and secure bonds, debentures and other securities to an amount not exceeding seven hundred and fifty thousand dollars. The mortgage deed securing such bonds shall be deposited in the office of the Secretary of State of Canada, of which deposit notice shall be given by the Company in *The Canada Gazette*, and no other registration or filing of such mortgage shall be required, and should the Company unite with another company in constructing the bridge and works, as authorized by section 6 hereof, the Company may join with such other company in issuing, selling, pledging and securing bonds, debentures and other securities, provided that the total thereof jointly issued shall not exceed two million dollars.

Bond issue.

11. Sections 18, 39 and 41 of *The Companies Clauses Act* shall not apply to the Company, and it shall not be necessary that directors of the Company shall be resident in Canada or subjects of His Majesty; and sections 90 to 272, both inclusive,

R.S.C., c. 118.
Directors.
1888, c. 29

of *The Railway Act*, as amended, also section 192A, except paragraph (f.), as enacted by chapter 37 of the statutes of 1899, shall, so far as applicable, apply to the Company and to the said bridge; and wherever in the said sections the word "railway" occurs, it shall for the purposes of the Company, unless the context otherwise requires, mean the said bridge.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 176.

An Act respecting the Quebec and New Brunswick Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the Quebec and New Brunswick Railway Com- Preamble.
pany has, by its petition, prayed that it be enacted as
hereinafter set forth, and it is expedient to grant the prayer 1900, c. 75.
of the said petition: Therefore His Majesty, by and with the
advice and consent of the Senate and House of Commons of
Canada, enacts as follows:—

1. The Quebec and New Brunswick Railway Company Time for
may construct and complete the railway mentioned in chapter construction
75 of the statutes of 1900, within five years after the passing extended.
of this Act, provided that as to so much thereof as is not 1900, c. 75.
completed within that period the powers of the said Company
shall cease and determine.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 177.

An Act respecting the Quebec Bridge Company, and to change its name to "The Quebec Bridge and Railway Company."

[Assented to 10th July 1903.]

WHEREAS the Quebec Bridge Company has, by its petition, Preamble.
prayed that it be enacted as hereinafter set forth, and it 1887, c. 98 ;
is expedient to grant the prayer of the said petition : Therefore 1891, c. 107 ;
His Majesty, by and with the advice and consent of the Senate 1897, c. 69 ;
and House of Commons of Canada, declares and enacts as 1901, c. 115.
follows :—

1. The name of the Quebec Bridge Company, hereinafter Name
called "the Company," is changed to "The Quebec Bridge and changed.
Railway Company," but such change in name shall not in any
way impair, alter or affect the rights or liabilities of the Com-
pany, nor in anywise affect any suit or proceeding now pend- Existing
ing, or judgment existing, either by, or in favour of, or against rights saved.
the Company, which, notwithstanding such change in the
name of the Company, may be prosecuted, continued, com-
pleted and enforced as if this Act had not been passed.

2. All the plans, profiles and books of reference which have Plans, etc.,
been made, certified, deposited or registered by or on behalf of not affected
the Quebec Bridge Company, shall continue to apply and shall by change
have the same force and effect as if they had been made by, of name.
or in the name of the Quebec Bridge and Railway Company,
and may be acted upon in any proceeding, notwithstanding
such change in the name of the Company, as if they had been
made, certified, deposited and registered by and in the name
of the Quebec Bridge and Railway Company.

3. The undertaking of the Company is declared to be a Declaratory.
work for the general advantage of Canada.

Lines of
railway
described.

4. The Company may lay out, construct and operate the following lines of railway, namely :—

(a.) Commencing at or near the northern terminus of the bridge of the Company now under construction, at a point in the parish of Ste. Foye, in the county of Quebec ; thence easterly following the general line of the St. Lawrence River to the city of Quebec.

(b.) Commencing at a point at or near the southern terminus of the said bridge in the county of Levis, to a point at or near the intersection of the Grand Trunk Railway with the Intercolonial Railway at Chaudière Curve, in the county of Levis, or to some point on the Grand Trunk Railway or on the Intercolonial Railway near such point of intersection.

(c.) Commencing at a point at or near the northern terminus of the said bridge or at a point upon the proposed line of railway described in paragraph (a) ; thence in a northerly direction by the most feasible route to connect with the line of the Canadian Pacific Railway Company.

Powers of
Company.

5. The Company may, in connection with its business and for the purposes of its undertaking,—

Electricity.

(a.) acquire lands, and erect, use and manage works, machinery and plant for the generation, transmission and distribution of electric power and energy and other motive power required for all undertakings mentioned in this section ;

Wharfs,
elevators and
tramways.

(b.) acquire land for and construct, lease and dispose of piers, wharfs, docks, storehouses, elevators and tramways, and charge tolls, rates and storage charges for the use of the said piers, wharfs, docks, storehouses, elevators and tramways ;

Patent rights.

(c.) acquire exclusive rights in letters patent, franchises and patent rights for the purpose of the works and undertakings hereby authorized, and again dispose of such rights ;

Ferries.

(d.) construct, acquire, charter and operate railway ferries and other vessels for the purpose of carrying freight and passengers, and dispose of such vessels, and charge tolls or rates for passengers or freight carried thereon ;

Transporta-
tion.

(e.) build and operate a tramway from the bridge, on the north side of the River St. Lawrence, to the Champlain Market wharf in the city of Quebec, following the general line of the St. Lawrence River, and charge tolls or rates for passengers or freight carried thereon.

Tramway.

Expropriation
of lands.

6. If the Company requires land for piers, wharfs, docks, storehouses, elevators or tramways, and cannot agree for the purchase thereof with the owner of such land, it may cause a map or plan and book of reference to be made of such land, and all the provisions of sections 107 to 111, both inclusive, of *The Railway Act* shall apply to the subject matter of this section and to the obtaining of such land and determining the compensation therefor.

7. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its lines of railway and upon and over the said bridge, and may establish offices for the transmission of messages for the public and collect tolls therefor; and, for the purposes of operating such telegraph and telephone lines, the Company may enter into contracts with any other railway, telegraph or telephone company, or may lease the Company's lines, or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

2. The Company may enter into arrangements with any telegraph or telephone company for the exchange or transmission of messages, or for the working, in whole or in part, of the lines of the Company.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

4. Section 1 of chapter 37 of the statutes of 1899, being *An Act further to amend the Railway Act*, shall apply to the Company.

5. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

8. The directors, under the authority of the shareholders to them given at a general meeting duly called for the purpose,—at which meeting shareholders representing at least two-thirds in value of the capital stock of the Company are present or represented by proxy,—may, by by-law, issue preference shares or convert a proportionate part of the shares already subscribed for and issued into preference shares, and such preference shares shall entitle the holders thereof, in priority to all other shareholders of the Company, to a dividend payable thereon at such rate (which may be declared cumulative) not exceeding five per cent per annum, as is determined by the by-law authorizing the conversion of the said shares; and, in the event of the distribution of the assets of the Company by process of law or otherwise, the holders of such preference shares shall have priority of rank over the holders of the ordinary shares of the Company, and shall be paid in full the amount of such preference shares before any payments are made to the holders of the ordinary shares of the Company.

2. Such by-law may also provide that the holders of such preference shares shall have the right to select a certain stated proportion of the board of directors, or may give them such other control over the affairs of the Company as is deemed expedient.

3. The Company may redeem and cancel such preference shares or any portion thereof upon the terms and conditions stipulated

stipulated and set forth in the said by-law authorizing the conversion or creation of the said preference shares.

Liability of holders.

4. Except as provided in such by-law as aforesaid, the holders of such preference shares shall be shareholders within the meaning of *The Railway Act*, or of any of the special Acts affecting the Company, and shall in all respects possess the rights and be subject to the liability of shareholders within the meaning of the said Acts.

Borrowing powers.

9. The directors may, from time to time, and as often as they deem it expedient so to do, borrow money for the purposes of the Company, provided that the sum so borrowed shall not at any time exceed in the aggregate five hundred thousand dollars.

Bond issue on railway and bridge.

10. In addition to the powers conferred upon the directors by the preceding section, the Company may borrow money for the purposes of the Company, and may issue bonds, debentures or other securities, to an amount not exceeding six million dollars, and may secure the repayment of the said moneys upon the said lines of railway and upon the said bridge, or separately upon either of the said lines of railway or the said bridge, and upon the franchises, tolls, rents and revenues of the said lines of railway and of the said bridge in the manner provided by, and subject to, the provisions of sections 93 to 97, inclusive, of *The Railway Act*; and such bonds or other securities issued under the powers in this section contained shall be subject to the payment of any outstanding bonds or mortgages of the Company secured upon the said lines of railway and the said bridge, or any of them, or any part thereof, and shall not be applied for any other purpose, unless and until such outstanding bonds or mortgages and all instalments of interest due thereon have been paid and discharged on such terms and conditions, and in such manner, as the directors and the holders of the said bonds or mortgages agree upon.

Such bonds to be subject to outstanding securities.

Bond issue on other property.

11. In addition to the powers conferred by the next preceding section, the Company, being first authorized by a resolution passed at a general meeting of its shareholders duly called for the purpose, at which meeting shareholders representing at least two-thirds in value of the subscribed capital stock of the Company are present or represented by proxy, may also, from time to time, issue bonds or debentures in aid of the acquisition of any property, other than the said lines of railway and the said bridge, which the Company is authorized to acquire, but such bonds and debentures shall not exceed in amount the value of such property.

1887, c. 98, new s. 15.

Issue of paid-up stock.

12. Section 15 of chapter 98 of the statutes of 1887 is repealed, and the following is substituted therefor:—

“15. The directors of the Company elected by the shareholders may make and issue as paid-up stock, shares in the Company,

Company, whether subscribed for or not, and may allot and hand over in payment for plant, rolling stock, piers, docks, elevators, wharfs, warehouses, ferry boats and vessels, or materials of any kind, and also for the services of contractors and engineers, such an amount of such stock as is a fair and bona fide value for the property purchased, or services rendered, which services shall be other than promotion services, due regard being had to the then market value of the stock; and such issue and allotment of stock shall be binding on the Company, and such stock shall not be assessable for calls."

13. The Company may enter into agreements with the Government of Canada in reference to the guarantee by the said Government of any issue of the bonds of the Company, and the indemnifying the said Government against loss arising out of the said guarantee and respecting the working and operation of the said bridge and lines of railway and other property of the Company, and the Company may enter into an agreement for granting and conveying the said bridge, lines of railway and property of the Company to the said Government after such period and upon such terms and conditions as appear reasonable; provided that any agreement under this section shall, before taking effect, be submitted to and approved at a general meeting of the shareholders of the Company duly called for the purpose, at which not less than two-thirds of the shareholders of the Company are present or represented by proxy.

Government
guarantee
of bonds.

Approval of
shareholders.

14. The Company may enter into any agreement with the Quebec Harbour Commissioners (herein called "the Corporation") respecting,—

Agreement
with Quebec
Harbour Com-
missioners.

(a.) the use of any wet or dry docks, wharfs, piers, slips, warehouses, elevators, vessels, plant or machinery belonging to the Corporation;

(b.) the use of any harbour tracks or harbour lines belonging to the Corporation, and the operation by the Company of such harbour tracks and harbour lines;

(c.) the facilitating of traffic to, from and in the harbour;

(d.) making connections within the harbour between the railways, wharfs, docks, piers, slips or elevators of any other company or person and those of the Corporation;

(e.) the maintenance, management, control and working of such harbour tracks and harbour lines by the Company, or by the Company and the Corporation jointly;

(f.) the use by the Corporation of any property, real or personal, of the Company;

(g.) the leasing to the Corporation of any warehouses, elevators, buildings or appliances belonging to the Company.

15. The Company may enter into a traffic agreement with any railway company whose road now has, or hereafter may have, a terminus, or now passes, or may hereafter pass, on

Traffic
agreements
with railway
companies.

1887, c. 98.

Approval of
shareholders
and Governor
in Council.Notice of
application
for sanction.Agreement
to be filed
with Secretary
of State.R.S.C., c. 118
not to apply.Confirmation
of certain
Acts.Time for
construction
of works
extended.

either side of the River St. Lawrence, for the passage of both passenger and freight trains over its lines (such agreement, however, to be subject to sections 17 and 18 of chapter 98 of the statutes of 1887), on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper published in the district of Quebec.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

16. *The Companies Clauses Act* shall not apply to the Company.

17. All acts and proceedings of the Company heretofore done and taken, and which were in accordance with or authorized by *The Railway Act*, shall be valid, notwithstanding that such acts and proceedings were not done and taken in accordance with the provisions of *The Companies Clauses Act*.

18. The bridge and the railways and works authorized by chapter 98 of the statutes of 1887, incorporating the Quebec Bridge Company and by the several Acts passed in amendment thereof and by this Act shall be completed within seven years after the passing of this Act, otherwise the powers conferred upon the Company by Parliament shall cease and be null and void as respects so much of the said bridge, railways and works as then remains uncompleted.



3 EDWARD VII.

CHAP. 178.

An Act to incorporate the Quebec, New Brunswick and Nova Scotia Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition : Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows :—

1. Donald D. Mann, Zebulon A. Lash, both of Toronto, Incorporation.
Ontario, Jacques Bureau of Three Rivers, Quebec, Charles
Fergie of Westville, Nova Scotia, Graham Fraser of Sydney
Mines, Nova Scotia, and the Honourable Peter McSweeney of
Moncton, New Brunswick, together with such persons as
become shareholders in the company, are incorporated under
the name of “The Quebec, New Brunswick and Nova Scotia Corporate
Railway Company,” hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are constitu- Provisional
ted provisional directors of the Company. directors.

3. The capital stock of the Company shall be three million Capital stock.
five hundred thousand dollars, and may be called up by the
directors from time to time as they deem necessary, but no one
call shall exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the city of Head office.
Quebec, or in such other place in Canada as the Company
determines by by-law.

5. The annual meeting of the shareholders shall be held on Annual
the second Wednesday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election
assembled, who have paid all calls due on their shares, shall of directors.
choose not less than five nor more than nine persons to be
351 directors

directors of the Company, the number of whom shall be determined by by-law of the Company, and one or more of whom may be paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point on the line of the Great Northern Railway of Canada near the city of Quebec to the Quebec bridge on the north shore of the River St. Lawrence, and may enter into an agreement with the Quebec Bridge Company for operating the Company's line of railway over the bridge of the said Quebec Bridge Company, and thence by the most convenient route from the south shore approach of the said bridge to a point at or near Moncton in the province of New Brunswick; thence to a point at or near Pugwash in the province of Nova Scotia; and shall build a branch from its main line in the province of New Brunswick to the city of St. John in the said province; Provided always that the location of the line of railway to be built by the Company hereby incorporated shall not at any point be nearer than five miles from the line of railway now or hereafter built or located by the Quebec and New Brunswick Railway Company, except with the consent of the latter company or of the Governor in Council.

Branch line.

Proviso:
proximity to
Quebec and
New
Brunswick
Railway.

Powers as to
vessels.

8. The Company may, in connection with its business and for the purposes of its railway undertaking, construct, acquire, charter and operate steam and other vessels for the purpose of carrying freight and passengers to and from points in Canada, and may dispose of such vessels and may charge tolls or rates for passengers or freight carried thereon; but no toll or rate shall be demanded or taken until it has been approved of by the Governor in Council, who may also revise such tolls and rates from time to time.

Tolls.

Telegraph
and telephone
lines.

9. The Company may construct and operate telegraph and telephone lines upon its railway, and for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers, and may connect its own lines with the lines of such companies, or may lease its own lines.

Rates to be
approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

R.S.C., c. 132.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Agreements
with another
railway
company.

10. The Company may enter into an agreement with the Canadian Northern Railway Company or the Great Northern Railway of Canada for acquiring running powers over the lines

lines of such company or for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Notice of
application
for sanction.

3. A duplicate of the agreement referred to in this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement
to be filed
with Secretary
of State.

11. The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Bond issue.

12. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for
construction
limited.



3 EDWARD VII.

CHAP. 179.

An Act to incorporate the Quebec, Saguenay and Gulf of St. Lawrence Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows:—

1. James Clarke and George Clarke, both of the city of New York, in the United States, William Clarke and John Clarke, both of the city of Toronto, and Thomas Meaney, of the city of Quebec, together with such persons as become shareholders in the company, are incorporated under the name of “The Quebec, Saguenay and Gulf of St. Lawrence Railway Company,” hereinafter called “the Company.”

Incorporation.

Corporate name.

2. The undertaking of the Company is declared to be a work for the general advantage of Canada.

Declaratory.

3. The persons named in section 1 of this Act are constituted provisional directors of the Company.

Provisional directors.

4. The capital stock of the Company shall be one million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent of the shares subscribed.

Capital stock.

5. The head office of the Company shall be in the city of Quebec, or in such other place in Canada as the Company determines by by-law.

Head office.

6. The annual meeting of the shareholders shall be held on the first Tuesday in September in each year.

Annual meeting.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose

Election of directors.

choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of
railway
described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches, from a point in or near the Bay of Seven Islands, in the county of Saguenay, in the said province of Quebec, thence westerly and south-westerly through the counties of Saguenay and Chicoutimi, by the most feasible route to some point on the Saguenay River between Lake St. John and Tadousac, thence by the most direct and feasible route through the counties of Saguenay, Chicoutimi, Charlevoix, Montmorency and Quebec, or some of them, to the city of Quebec; and that portion of the said line of railway to be constructed between a point forty miles distant from the city of Quebec and a point forty miles distant from the south bank of the Saguenay River shall not be located or constructed within forty miles of the existing line of the Quebec and Lake St. John Railway Company.

Branch
lines.

9. The Company may construct and operate branch lines from its main line as follows:—

(a.) to St. Alphonse village on Ha Ha Bay in the district of Chicoutimi;

(b.) to Murray Bay in the district of Charlevoix; and

(c.) to St. Paul's Bay in the said district of Charlevoix.

Wharfs,
elevators and
tramways.

10. The Company may, in connection with its business and for the purposes of its railway undertaking, construct and operate, or aid in and subscribe towards the construction, operation, maintenance and improvement of stage or wagon roads, tramways, docks, piers, viaducts, elevators or other buildings and works, which are deemed necessary for the purposes of the Company.

Agreement
with another
company.

11. The Company may enter into an agreement with the Canadian Pacific Railway Company, the Grand Trunk Railway Company of Canada, or the Grand Trunk Pacific Railway Company, for conveying or leasing to such company the railway of the Company in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs and in which a newspaper is published.

Notice of application for sanction.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreement to be filed with Secretary of State.

12. The Company may, in connection with its business, and for the purposes of its undertaking, engage in the business of an express and forwarding company, including the transporting, carrying and conveying of money, packages of goods, chattels, wares and merchandise and every description of property that may be entrusted to its care for transport, carriage and delivery over its railway, and may contract with railway companies, steamboat companies or owners, stage or wagon proprietors and others for the transport of any such goods, chattels, merchandise, money, packages or parcels or other property, and may contract with British, Canadian and foreign express companies and other parties for co-operating with and transacting such business as aforesaid.

Transportation.

Arrangements with express companies.

13. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and establish offices for the transmission of messages for the public and collect tolls therefor; and for the purpose of operating such telegraph and telephone lines the Company may enter into a contract with any other company, or may lease the Company's lines, or any part thereof, and may connect its lines with the lines of any telegraph or telephone company.

Telegraph and telephone lines.

2. The Company may enter into an agreement with any telegraph or telephone company for the exchange and transmission of messages or for the working in whole or in part of the lines of the Company.

Agreements with telegraph and telephone companies.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone or for leasing or using the telegraphs or telephones of the Company until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision from time to time by the Governor in Council.

Rates to be approved.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.

Wharfs,
elevators and
steamships.

14. The Company may, in connection with its business and for the purposes of its undertaking, where its railway or any branch thereof touches on any navigable waters, acquire and hold land and water lots and build, construct, own and operate wharfs, warehouses and elevators, and steamships and other vessels for carrying passengers and freight, and may lease or mortgage collectively or separately the said lands, water lots, docks, wharfs, warehouses, elevators, steamships and other vessels, and may collect wharfage, store charges, freight and other dues, earnings and incomings to be derived from the use of its property, steamships and other vessels, works and buildings, and in the carrying on of its business.

Power to
hold land,
water power,
etc.

15. The Company may, in connection with its business and for the purposes of its undertaking, acquire and hold water powers and such lands adjacent thereto as are necessary in the development, operation and use of such powers and approaches thereto, and may erect all buildings and erections and construct all works, machinery and plant necessary for the development and transmission of electricity for motive power, heating and lighting, and may use the same in the operation of the Company's elevators and works, and may dispose of the surplus electricity generated by the Company's works and not required for the undertaking of the Company.

Surplus
electricity.

Bond issue
on railway.

16. The Company may issue bonds, debentures or other securities to the extent of thirty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Bonds for
construction
of vessels.

17. The Company, having been first authorized by resolution passed at a special general meeting of the shareholders duly called for the purpose, at which meeting shareholders representing at least two-thirds in value of the subscribed capital stock of the Company are present or represented by proxy, may from time to time issue bonds or debentures for the construction of any vessels or properties, other than the railway, which the Company is authorized to have, hold, construct and acquire, but the amount of such bonds and debentures shall not exceed the value of such vessels or properties.

Mortgages
to secure
bonds.

18. For the purpose of securing each issue of such bonds, the Company may give a mortgage, not contrary to law or inconsistent with the provisions of this Act, in such form and containing such provisions as may be approved of by a resolution passed at the special general meeting of the shareholders mentioned in the last preceding section.

To be made
to trustees.

2. Each of such mortgages shall be made to trustees, who shall be appointed for that purpose at such special general meeting, and may contain provisions determining the amount secured upon the vessels or class of vessels, or upon the prop-

perties, other than the railway, to which it relates, the rank and priority of the bonds thereby secured, the rights and remedies of the holders of such bonds, the manner of assuring application of the proceeds of such bonds for the purposes for which they were issued, the rate of interest which they shall bear and the time and place of payment of the principal and interest, the creating of a sinking fund for the redemption of the said bonds, and all the conditions, stipulations and restrictions necessary for giving effect to the terms of the mortgage and the protection of the holders of such bonds.

3. The Company may pledge the tolls and revenue of the vessels or class of vessels or properties, other than the railway, to which the mortgage relates, in the manner and to the extent therein specified, and the said mortgage shall create absolutely a first lien and charge upon the vessels or class of vessels, or properties, other than the railway, therein described, as well as upon the tolls, revenues and subsidies mortgaged; the whole for the benefit of the holders of the bonds with respect to which it is executed.

Power to bind
tolls and
revenues.

19. Each issue of the bonds to be secured by the mortgage mentioned in the next preceding section shall entitle the holders of each of such issues to rank *pari passu*; and a duplicate of such mortgage shall be filed in the office of the Secretary of State of Canada.

Mortgage
to be filed
with Secretary
of State.

20. The Company may enter into an agreement with the North Shore Power, Railway and Navigation Company for the use or operation of any railway, railway siding, tramway, switch, or spur line or other property of the said company, upon such terms and conditions as are agreed upon between its directors and the said the North Shore Power, Railway and Navigation Company.

Agreement
with another
company.

21. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within three years from the passing of this Act, or if the railway is not finished and put in operation within seven years from the passing of this Act, the powers conferred upon the Company by Parliament shall cease and be null and void with respect to so much of the railway as then remains uncompleted.

Time for
construction
limited.



3 EDWARD VII.

CHAP. 180.

An Act respecting the Rathbun Company.

[Assented to 13th August, 1903.]

WHEREAS the Rathbun Company, hereinafter called “the Company,” has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble
1883, c. 89 ;
1891, c. 122 ;
1901, c. 109.

1. The directors of the Company may, from time to time, when authorized by by-law sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the Company represented at a general meeting duly called for considering the by-law,—

Borrowing powers.

(a.) borrow money upon the credit of the Company ;

(b.) limit or increase the amount to be borrowed ;

(c.) issue bonds, debentures or other securities of the Company and pledge or sell the same for such sums and at such prices as may be deemed expedient, but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each ;

(d.) hypothecate, mortgage or pledge the real or personal property of the Company, or both, to secure any such bonds, debentures or other securities, and any money borrowed for the purposes of the Company.

2. Such bonds, debentures or other securities may be expressed in the currency of Canada, or of Great Britain, or of the United States.

Currency of bond issue.

3. Chapter 122 of the statutes of 1891 is repealed, provided always that the issue of debentures amounting in the aggregate to the sum of one million one hundred and twenty-five thousand dollars and consisting of two thousand two hundred and fifty debentures of five hundred dollars each and numbered from 1 to 2250 inclusive and dated the twelfth day of December, one thousand eight hundred and ninety-three and

1891, c. 122 repealed.

Proviso as to outstanding debentures.

bearing interest at the rate of five per cent per annum, and the mortgage trust deed securing the same, dated the twelfth day of December, one thousand eight hundred and ninety-three, and expressed to be made between the Company of the first part and Sir Joseph Hickson of the city of Montreal, in the province of Quebec, Knight, and John Bell of the city of Belleville, in the province of Ontario, Esquire, as trustees of the second part, are confirmed and declared to be valid and binding on the Company.

Powers of
Company.

4. In addition to the powers heretofore conferred upon it, the Company may—

Water
powers, etc.

(a.) acquire, use and dispose of any property, water powers, steam powers and other powers, rights, easements and privileges for the purpose of, or in connection with, the production, manufacture or supply of electricity or other energy for heat, light and power and for any other purpose for which the same may be used ;

Electric or
other energy.

(b.) produce, manufacture, use, and by means of poles, wires, cables, conduits, machinery or other appliances, supply and dispose of, electricity or other energy for traction, light, heat and power and for any other purpose for which the same may be used ;

Mining.

(c.) locate, lease, acquire, work and sell, mines, minerals, mining rights, timber and timber lands and develop such mines, and crush, smelt, reduce, amalgamate and dispose of the ores and production of any mines whether belonging to the Company or not ; and acquire, use and dispose of all buildings, machinery and plant requisite or necessary for carrying on or operating the said mines ;

Pulp and
paper.

(d.) acquire, erect, use, operate and dispose of buildings, mills, works and machinery for the manufacture of articles from wood, pulp, pulp wood, paper and other productions from wood or wooden materials ;

Franchises
and patent
rights.

(e.) acquire, use and dispose of all franchises, letters patent, patent rights and inventions and use them for the purpose of its works and undertakings ;

Docks,
Elevators.

(f.) for the purposes of its undertakings, erect and maintain docks, dockyards, elevators, wharfs, and piers at any point in the province of Ontario or elsewhere, and acquire, construct and maintain such railways and railway terminal facilities as are necessary or desirable to afford access to and connection with the works, mines and other properties of the Company.

Railways.

Power of
directors to

5. The directors may, by by-law to be sanctioned by a vote of shareholders holding two-thirds of the capital stock of the Company present or represented by proxy at a general meeting of the Company duly called for considering such by-law,—

redivide
shares and

(a.) provide for a redivision of the existing shares of the Company into shares of smaller or larger amounts ;

acquire other
businesses.

(b.) acquire and carry on the whole or any part of any business similar to that of the Company, and acquire any property necessary

necessary therefor, and undertake any liability in connection therewith, and pay for such business and property either in cash or in shares of the Company, or partly in cash and partly in shares.

6. The Company may exercise its powers throughout In Canada and elsewhere.
Canada and elsewhere.

7. Subsection 2 of section 90 of *The Railway Act* shall apply 1899, c. 37, s. 1.
to the Company.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.





3 EDWARD VII.

CHAP. 181.

An Act respecting the Red Deer Valley Railway and Coal Company.

[Assented to 13th August, 1903.]

WHEREAS the Red Deer Valley Railway and Coal Com- Preamble.
pany has, by its petition, prayed that it be enacted as
hereinafter set forth, and it is expedient to grant the prayer of 1889, c. 52 ;
the said petition : Therefore His Majesty, by and with the 1891, c. 76 ;
advice and consent of the Senate and House of Commons of 1897, c. 60 ;
Canada, enacts as follows :— 1900, c. 77.

1. The powers for constructing the railway of the Red Deer Powers of
Valley Railway and Coal Company conferred by its Act of construction
incorporation and the Acts in amendment thereof, are revived revived for
and confirmed ; and the time limited for commencing the con- limited time.
struction of the railway and for expending thereon fifteen per
cent of the amount of the capital stock of the said Company, as
required by section 89 of *The Railway Act*, is extended for
two years from the passing of this Act ; and if by that date
the railway is not commenced and such expenditure is not
made, or if the railway is not completed within five years
after the passing of this Act, then the powers of construction
granted to the said Company shall cease and be null and void
with respect to so much of the railway as then remains un-
completed.

2. Section 6 of the said Act of incorporation is amended by 1889, c. 52.
substituting the word “ three ” for the word “ one ” in line 1. s. 6 amended.

3. Sections 3 and 4 of chapter 77 of the statutes of 1900 1900, c. 77,
are repealed, and the following sections are substituted there- new ss. 3
for :— and 4.

“ **3.** After the Company has constructed its railway between Extension of
a point in the city of Calgary, south of the Bow and west of railway.
the Elbow Rivers, and a point at or near township 29, range
23, west of the fourth principal meridian, it may extend its said
railway in a north-easterly direction to the River Saskatchewan,
at a point between Fort Pitt and Battleford.

Time for
completion
of extension
limited.

"4. If the construction of such extension to the River Saskatchewan is not commenced within two years from the first day of July, one thousand nine hundred and three, or if such extension is not finished and put in operation within five years from that date, then the powers conferred upon the Company by Parliament shall cease and be null and void with respect to so much of the extension as then remains uncompleted."

Return of
deposit.

4. The sum of fifty thousand dollars in cash, which has been deposited with the Minister of Finance and Receiver General under the provisions of section 5 of chapter 77 of the statutes of 1900, shall be repaid by the said Minister to the Company within thirty days after the passing of this Act.

Section 5
repealed.

5. Section 5 of chapter 77 of the statutes of 1900 is repealed.

OTTAWA: Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 182.

An Act to incorporate the Regina and Hudson's Bay Railway Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. J. M. Young, R. S. Barrow, J. W. Smith, G. Michealis, Incorporation.
J. K. McInnis and W. J. Cummings, all of the town of Regina,
in the district of Assiniboia, and Carl Michealis of the city of
Goerlitz, Germany, together with such persons as become
shareholders in the company, are incorporated under the name
of "The Regina and Hudson's Bay Railway Company," Corporate name.
hereinafter called "the Company."

2. The persons named in section 1 of this Act shall be the Provisional directors.
first or provisional directors of the Company.

3. The capital stock of the Company shall be one million Capital stock.
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.

4. The head office of the Company shall be in the town of Head office.
Regina, in the North-west Territories, or in such other place
in Canada as the Company from time to time determines by
by-law.

5. The annual meeting of the shareholders shall be held on Annual meeting.
the first Monday in September in each year.

6. At such meeting the shareholders present or represented Election of directors.
by proxy, who have paid all calls due on their shares, shall
choose not more than nine and not less than five persons to be
directors of the Company, and one or more of whom may be Qualification.
paid directors.

Line of
railway
described.

7. The Company may lay out, construct and operate single or double lines of railway commencing at a point on the International boundary line between the second and third principal meridians, in the system of Dominion land surveys, thence northerly to the town of Regina, thence northerly to a point at or near Craven, thence north-easterly to and through the Longlaketon and Strassburg settlements in the district of Assiniboia, thence in a north-easterly direction to Carrot River in the district of Saskatchewan, thence to The Pas on the Saskatchewan River; with power to build a branch line at or near Craven in a north-easterly direction to and through the Loon Creek and Touchwood Hills settlements in the district of Assiniboia, thence northerly to a point on the main line north of Big Quill Lake in the district of Saskatchewan.

Branch line.

Approval of
Governor
in Council.

2. The Company shall not commence the construction of any one of such lines of railway until the proposed route thereof has been approved by the Governor in Council, and as to any portion of any such lines which lies along or through any mountain pass or river gorge, and which in the opinion of the Governor in Council has room for only one line of rails, every other company whose authorized line necessarily runs through such pass or gorge shall, upon such conditions, terms and regulations as the Governor in Council makes in that behalf, also have the right to operate its lines by the exercise of running powers, or otherwise, as the Governor in Council determines, over any such portion of the lines of the Company as lies along or through such pass or gorge.

Rights of
other railways
in certain
cases.

Telegraph
and telephone
lines.

8. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public and collect tolls therefor, and for the purpose of operating such telegraph or telephone lines the Company may enter into contracts with any other company or may lease the Company's lines.

Agreements
with telegraph
and telephone
companies.

2. The Company may enter into agreements with any telegraph or telephone companies for the exchange or transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be
approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

R.S.C., c. 132.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bond issue.

9. The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of its railway, and such bonds, debentures or other securities may

be issued only in proportion to the length of railway constructed or under contract to be constructed.

10. The Company may enter into an agreement with the Qu'Appelle, Long Lake and Saskatchewan Railway Company for acquiring from that Company, by purchase, lease or amalgamation, that portion of its line lying between Regina and Craven; and the Company may also enter into an agreement with the Canadian Northern Railway Company for conveying or leasing to that company the railway of the Company, in whole or in part, and any rights or powers acquired under this Act, as also the surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with the Canadian Northern Railway Company on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that each such agreement has been first sanctioned by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that each such agreement has also received the sanction of the Governor in Council.

Agreements with other companies.

Approval of shareholders and Governor in Council.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published, in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties or electoral districts through which the railway of the Company runs, and in which a newspaper is published.

Notice of application for sanction.

3. A duplicate of each of the agreements referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Agreements to be filed with Secretary of State.

11. If the construction of the railway is not commenced, and fifteen per cent of the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers conferred upon the Company by Parliament shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Time for construction limited.



3 EDWARD VII.

CHAP. 183.

An Act to incorporate the Richmond and Drummond Fire Insurance Company.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamb'l. petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. Fulgence Préfontaine, of Durham ; Chester C. Cleveland, Incorporation. of Danville ; Henry R. Thompson and James Miller, both of Ulverton ; William E. Jones, Samuel McMorine and John C. McCaig, all of Richmond ; William Bown, of Robinson ; Christopher N. Lyster of Kirkdale ; William Mitchell, of Drummondville ; George P. Nadeau, of Stanfold ; W. Evan McIver of Melbourne ; and J. A. Bothwell, of Ulverton, all in the province of Quebec, together with such persons as become shareholders in the company, are incorporated under the name of “The Richmond and Drummond Fire Insurance Company,” hereinafter called “the Company.” Corporate name.

2. The persons named in section 1 of this Act shall be the Provisional directors. provisional directors of the Company, a majority of whom shall be a quorum, and they may forthwith open stock books, procure subscriptions of stock for the undertaking, make calls on stock subscribed and receive payments thereon, and shall deposit in a chartered bank in Canada all moneys received by them on account of the Company, and shall withdraw the same for the purposes of the Company only, and may do generally what is necessary to organize the Company.

3. The capital stock of the Company shall be five hundred Capital stock. thousand dollars, divided into shares of one hundred dollars each.

2. The shares of the capital stock subscribed for shall be Payment of calls. paid by such instalments and at such times and places as the directors

directors appoint ; the first instalment shall not exceed twenty-five per cent, and no subsequent instalment shall exceed ten per cent, and not less than thirty days' notice of the calling of each subsequent instalment shall be given.

Increase of capital.

3. The directors may, after the whole capital stock has been subscribed and fifty per cent paid thereon in cash, increase the amount of the capital stock from time to time to an amount not exceeding one million dollars ; but the stock shall not be increased until a resolution of the directors authorizing such increase has first been submitted to and confirmed by two-thirds in value of the shareholders present or represented by proxy at a special general meeting of the shareholders duly called for that purpose.

Head office.

4. The head office of the Company shall be in the town of Richmond, in the district of Saint Francis, in the province of Quebec, but branch offices, sub-boards or agencies may be established elsewhere, in such manner as the directors from time to time direct.

Branch offices.

First general meeting.

5. So soon as two hundred and fifty thousand dollars of the capital stock of the Company have been subscribed and twenty-five per cent of that amount paid into some chartered bank in Canada, the provisional directors shall call a meeting of the shareholders of the Company at some place to be named in the said town of Richmond, at which meeting the shareholders present or represented by proxy who have paid not less than ten per cent on the amount of shares subscribed by them shall elect a board of not less than five nor more than fifteen directors, of whom a majority shall form a quorum.

Election of directors.

Qualification of directors.

2. No person shall be a director unless he holds in his own name and for his own use at least fifteen shares of the capital stock of the Company, and has paid all calls due thereon and all liabilities incurred by him to the Company.

Annual meeting.

6. A general meeting of the Company shall be held at the head office once in each year after the organization of the Company and commencement of business ; and at such meeting a statement of the affairs of the Company shall be submitted.

Special general meetings.

2. Special general meetings may at any time be called by any five of the directors or by requisition of any twenty-five shareholders, specifying in the notice the object of such meeting.

Notice of meetings.

3. Notice of each such meeting shall be sufficiently given by printed or written notice to each of the shareholders, mailed at least twenty days before the day for which the meeting is called, and addressed to the addresses of the shareholders respectively given in the books of the Company.

Business of Company.

7. The Company may make contracts of insurance against loss or damage by fire or lightning in or to any house, dwelling,

ing, store or other building, and to any goods, merchandise, chattels, bridges, railway plant or personal estate, for such time and for such premiums or considerations, and under such modifications and restrictions, and upon such conditions as are agreed upon between the Company and the insured, and the Company may generally carry on the business of fire insurance in all its branches, including the right to cause itself to be insured against any risk it may have undertaken and to reinsure any other person against any risks that such person may have undertaken. Re-insurance.

8. Before obtaining the license required by *The Insurance Act* at least sixty thousand dollars of the capital stock shall be paid into the funds of the Company, to be appropriated only for the purposes of the Company under this Act, and thereafter in each succeeding year, for three years, a further sum of fifteen thousand dollars shall be paid annually in cash upon the capital stock of the Company. Sum to be paid in before license obtainable.

9. This Act, and the Company hereby incorporated, and the exercise of the powers hereby conferred, shall be subject to the provisions of *The Insurance Act*. R.S.C., c. 124 to apply.

10. *The Companies Clauses Act*, except sections 18 and 39 thereof, shall apply to the Company, in so far as it is not inconsistent with any of the provisions of *The Insurance Act*. R.S.C., c. 118 to apply.

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3 EDWARD VII.

CHAP. 184.

An Act respecting the Rocky Mountain Railway and Coal Company.

[Assented to 10th July, 1903.]

WHEREAS the Rocky Mountain Railway and Coal Company, hereinafter called "the Company," has, by its petition, prayed that the powers granted to the Company by its Act of incorporation, chapter 58 of the statutes of 1891, as amended by chapter 91 of the statutes of 1894, be revived and amended as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

1. The powers for constructing the railway of the Rocky Mountain Railway and Coal Company, conferred by chapter 58 of the statutes of 1891 and by chapter 91 of the statutes of 1894, are hereby revived and confirmed ; and the time limited by section 1 of chapter 91 of the statutes of 1894 for commencing the construction of the railway and for expending thereon fifteen per cent of the amount of the capital stock of the Company, as required by section 89 of *The Railway Act*, is hereby extended until the thirtieth day of June, one thousand nine hundred and five ; and if by that date the railway is not commenced and such expenditure is not made, or if the railway is not completed by the thirtieth day of June, one thousand nine hundred and eight, then the powers of construction granted to the Company shall cease and be null and void with respect to so much of the railway as then remains uncompleted.

2. Section 4 of chapter 58 of the statutes of 1891, is hereby repealed, and in lieu thereof it is hereby enacted that J. N. Greenshields, K.C., of the city of Montreal, the Honourable John Costigan, of the city of Ottawa, the Honourable Thomas H. McGuire, William Roper Hull and John J. Young, all of the city of Calgary, shall be the provisional directors of the Company.



3 EDWARD VII.

CHAP. 185.

An Act respecting the Royal Trust Company.

[Assented to 25th June, 1903.]

WHEREAS by chapter 79 of the statutes of 1892, of the Que., 1892, c. 79. province of Quebec, the Royal Trust Company, herein-after called "the Company," was incorporated under the name of the Royal Trust and Fidelity Company, for the purposes and with the powers in the said Act mentioned, and especially for the purpose of executing trusts and administering estates and as a safety deposit company and general financial agent; and whereas by chapter 80 of the said statutes of 1892 the said Que., 1892, c. 80. Act was amended; and whereas by chapter 67 of the statutes of 1895 of the said province the said two Acts were amended Que., 1895, c. 67. and the name of the Company was changed to the Royal Trust Company; and whereas by chapter 76 of the statutes of 1900 of the said province the said Acts were further amended; Que., 1900, c. 76. and whereas the Legislature of Ontario by chapter 103 of the statutes of 1902, and the Legislature of New Brunswick by Ont., 1902, c. 103. chapter 101 of the statutes of 1902 and the Legislature of N.B., 1902, c. 101. Manitoba by chapter 68 of the statutes of 1902, respectively have empowered the Company to carry on its business in the Man., 1902, c. 68. provinces of Ontario, New Brunswick and Manitoba respectively as and to the extent mentioned in the said statutes respectively; and whereas a petition has been presented by the Company, praying that it be granted express authority to carry on its business as authorized by its charter throughout the various provinces and territories of Canada and elsewhere: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows:—

1. The Company is declared to have the capacity to carry on its said business in and throughout Canada and elsewhere, Power to carry on business throughout Canada. and as trustee or otherwise, to take, receive, hold and convey any real estate that may become vested in it in the due carrying on of its said business: Provided that such capacity hereby Proviso. granted to the Company shall be exercised in the several pro-

vinces of Canada respectively, subject to the special Acts of such respective provinces respecting the Company, and subject to all the general laws of the respective provinces respectively applicable to the Company.

License to be
obtained for
guarantee
insurance.

R.S.C., c. 124.

2. The Company shall not carry on the business of guarantee insurance or the guaranteeing of titles or any other form of insurance coming within the provisions of *The Insurance Act* until it has obtained a license so to do in accordance with the provisions of the said Act.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 186.

An Act to incorporate the St. Chrysostôme Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows:—

1. J. P. Brown, Narcisse Beaudin, the Reverend L. N. Incorporation.
Preville, and James Ritchie, all of St. Chrysostôme, W. S.
Maclaren, of Huntington, Louis D. Hébert, of St. Antoine
Abbé, and J. M. Shanley, of Montreal, together with such
persons as become shareholders in the company, are incorpor-
ated under the name of the “St. Chrysostôme Railway Com-
pany,” hereinafter called “the Company.” Corporate name.

2. The undertaking of the Company is declared to be a work Declaratory.
for the general advantage of Canada.

3. The persons named in section 1 of this Act are constitut- Provisional
ed provisional directors of the Company. directors.

4. The capital stock of the Company shall be two hundred Capital stock.
thousand dollars, and may be called up by the directors from
time to time as they deem necessary, but no one call shall
exceed ten per cent on the shares subscribed.

5. The head office of the Company shall be at St. Chrysos- Head office.
tôme, Quebec, or in such other place in Canada as the Com-
pany determines by by-law.

6. The annual meeting of the shareholders shall be held on Annual
the first Wednesday in September in each year. meeting.

7. At such meeting the subscribers for the capital stock Election of
assembled, who have paid all calls due on their shares, shall directors.
choose seven persons to be directors of the Company, one or
more of whom may be paid directors.

8. The Company may lay out, construct and operate rail- Line of
ways of the gauge of four feet eight and one-half inches to railway
connect described.

connect the parish of St. Chrysostôme with the Montreal and Champlain Junction Railway, the Grand Trunk Railway and the township of Hinchinbrook in the district of Beauharnois.

Bond issue.

9. The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement with another company.

10. The Company may enter into an agreement with the Grand Trunk Railway Company of Canada, the Canada Atlantic Railway Company, the Canadian Pacific Railway Company, the Napierville Junction Railway Company, or the St. Lawrence and Adirondack Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Approval of shareholders and Governor in Council.

Notice of application for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Agreement to be filed with Secretary of State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Time for construction limited.

11. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.



3 EDWARD VII.

CHAP. 187.

An Act respecting the St. Mary's River Railway Company.

[Assented to 25th June, 1903.]

WHEREAS the St. Mary's River Railway Company has, by Preamble.
its petition, prayed that it be enacted as hereinafter set
forth, and it is expedient to grant the prayer of the said petition :
Therefore His Majesty, by and with the advice and consent of 1900, c. 79.
the Senate and House of Commons of Canada, enacts as
follows :—

1. The St. Mary's River Railway Company, hereinafter called Extensions
“the Company,” may lay out, construct and operate extensions of railway
of its railway from a point at or near Spring Coulee, south- authorized.
westerly to Cardston, Mountain View, and to any point in
range 1 west of meridian 5 in the system of Dominion lands
surveys, and from any point between Spring Coulee and
Mountain View westerly to a point on the line of the Canadian
Pacific Railway Company between range 2 west of meridian
5 and range 27 west of meridian 4 ; and from Sterling easterly
to a point in range 4 west of meridian 4 between the line of
the Canadian Pacific Railway Company and the International
boundary line.

2. If the construction of the said extensions is not commen- Time for
ced within two years after the passing of this Act, or if such construction
extensions are not finished and put in operation within five limited.
years after the passing of this Act, the powers granted by this
Act or by *The Railway Act* shall cease and be null and void
as respects so much thereof as then remains uncompleted.

2. Section 4 of chapter 79 of the statutes of 1900 is repealed, 1900, c. 79.
and the following is substituted therefor :— new section 4.

“**4.** The head office of the Company shall be in the city of Head office.
Montreal or in such other place in Canada as the Company
determines by by-law.”

3. The annual meeting and special meetings of share- Meetings.
holders of the Company shall be held at Montreal, Toronto or
Lethbridge,

Lethbridge, as the directors by resolution from time to time determine, and until otherwise determined shall be held at the head office of the Company.

New section 8. **4.** Section 8 of chapter 79 of the statutes of 1900 is repealed, and the following is substituted therefor :—

Bond issue. **“S.** The Company may issue bonds, debentures or other securities to the extent of fifteen thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.”

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3 EDWARD VII.

CHAP. 188.

An Act to incorporate the Sault St. Louis Light and Power Company.

[Assented to 25th June, 1903.]

WHEREAS a petition has been presented praying that it Preamble.
be enacted as hereinafter set forth, and it is expedient
to grant the prayer of the said petition: Therefore His
Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. Rodolphe Forget, H. B. Rainville and F. C. Henshaw, Incorporation.
all of the city of Montreal, J. J. Westgate, of the town
of Westmount, Robert Lucas, of the town of Lachine, Robert
Bickerdike, of the town of Summerlea, and Robert Bickerdike,
junior, of the town of Summerlea, in the province of Quebec,
together with such persons as become shareholders in the com-
pany, are incorporated under the name of the “Sault St. Louis Corporate
Light and Power Company,” hereinafter called “the Com- name.
pany.”

2. The persons named in section 1 of this Act are consti- Provisional
tuted the first or provisional directors of the Company, a directors.
majority of whom shall form a quorum; and they may forth-
with open stock books, procure subscriptions of stock for the
undertaking, receive payments on account of stock subscribed,
and carry on the business of the Company.

3. The capital stock of the Company shall be one million Capital stock.
dollars, divided into shares of one hundred dollars each, and
may be called up by the directors from time to time as they
deem necessary, but no one call shall exceed ten per cent on
the shares subscribed.

2. The directors may, with the approval of the Governor in Increase of
Council, after the whole capital stock has been subscribed for, capital.
and fifty per cent paid in thereon in cash, increase the amount
of the capital stock from time to time to an amount not ex-
ceeding five million dollars, but the stock shall not be so in-
creased until a resolution of the board of directors authorizing
such

such increase has first been submitted to, and approved of by, a special general meeting of the shareholders duly called for that purpose, at which meeting shareholders representing at least two-thirds of the capital stock are present or represented by proxy.

Head office.

4. The head office of the Company shall be in the city of Montreal, in the province of Quebec, or in such other place in Canada as the directors from time to time determine by by-law.

First general meeting.

5. As soon as twenty-five per cent of the capital stock has been subscribed and ten per cent thereof has been paid into some chartered bank in Canada, the provisional directors shall call a meeting of the shareholders of the Company at the city of Montreal, at which meeting the shareholders present or represented by proxy, who have paid not less than ten per cent on the amount of shares subscribed for by them, shall elect a board of not more than nine nor less than five directors, and may consider and determine upon any other business specified in the notice calling such meeting.

Notice of meeting.

2. Notice of such meeting shall be sufficiently given by mailing the same, postage prepaid, to the last known post office address of each shareholder at least ten days previous to the date of such meeting.

Annual general meeting.

6. The annual general meeting of the shareholders shall be held on the third Tuesday in September in each year, or on such other day in each year as the directors from time to time determine by by-law.

Election of directors.

2. At such meeting the shareholders present or represented by proxy, who have paid all calls due on their shares, shall choose not more than nine nor less than five persons to be directors of the Company, one or more of whom may be paid directors, and a majority of whom shall be a quorum.

Qualification.

3. Every director shall hold at least ten shares of the capital stock of the Company.

Proxies.

4. Only shareholders eligible to vote may hold proxies at any meeting of the Company.

Business.

7. The Company may—

Electricity.

(a.) manufacture, use, supply and dispose of electricity, water and gas, and water, hydraulic, compressed air, or other power, by means of poles, wires, cables, pipes, conduits, machinery, or other appliances; and construct, maintain and operate works, machinery and plant for the production, sale and distribution thereof, and for the purposes aforesaid may acquire lands by purchase, lease or otherwise; construct, acquire, use, maintain and operate canals, watercourses, raceways and water powers in or adjacent to the Lachine Rapids, in and upon Ile au Heron, Ile au Diable, and adjacent islands in the St. Lawrence River; and construct dams, wing-dams, sluices, conduits and buildings.

Water, gas, air.

Canals, water powers.

buildings in connection therewith ; and connect by bridge or bridges the island known as Ile au Heron with the north and south shores of the River St. Lawrence and Ile au Diable with the south shore of the said river : Provided that the works hereby authorized shall not be commenced until the plans thereof have first been submitted to and approved of by the Governor in Council ; provided that the construction and operation of the water powers hereby conferred shall not interfere with the working of other water powers already authorized ;

Bridges.

Approval of Governor in Council.

(b.) acquire patent rights, letters patent of invention, processes, options, and other rights and privileges and again dispose thereof ;

Patent rights.

(c.) manufacture and sell calcium carbide and all products produced in its manufacture ; acetylene gas and other gases and products manufactured from calcium carbide ;

Chemicals, gas.

(d.) manufacture and deal in all minerals and by-products thereof ; construct furnaces, ovens and retorts for the reduction of such minerals ;

Minerals.

(e.) construct tramways, wharfs, docks, offices and all necessary buildings, and purchase, hire, build and repair vessels required for the business of the Company ; provided that the right herein conferred of constructing tramways, shall not be exercised in any way so as to interfere with the vested rights of the Montreal and Southern Counties Railway Company ;

Tramways, docks, vessels.

Proviso.

(f.) for the purposes of the Company, construct, acquire and operate by electricity, steam or other motive power, vessels for the transportation of passengers and freight, or towing of barges or other vessels.

Transportation.

8. The directors, under the authority of a resolution passed at any special general meeting called for the purpose, or at any annual general meeting at which shareholders representing at least two-thirds in value of the issued capital stock of the Company are present or represented by proxy, may, from time to time at their discretion, borrow moneys for the purposes of the Company, and secure the repayment thereof in such manner and upon such terms and conditions as they see fit, and for this purpose may mortgage, pledge, hypothecate or charge the assets and property of the Company ; provided that the aggregate amount so borrowed shall not, at any time, be greater than seventy-five per cent of the actual paid-up stock of the Company, but this limitation shall not apply to commercial paper discounted by the Company.

Borrowing powers.

9. The Company may acquire and operate the works of any company having powers wholly or in part similar to the powers of the Company, and may acquire the capital stock, bonds, rights, franchises, powers, privileges, or properties of any such company, and may enter into agreements for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as

Power to acquire other businesses.

Approval of
shareholders
and Governor
in Council.

to the directors seem fit ; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Debenture
stock.

10. The directors may, from time to time, with the consent of a majority of the shareholders present or represented by proxy at a meeting called for that purpose, issue debenture stock, which shall be treated and considered as a part of the debt authorized by section 8 of this Act, in such amounts and manner, on such terms and bearing such rate of interest as the directors from time to time think proper.

Issue of paid
up stock.

11. The directors may issue as paid-up stock shares of the capital stock of the Company in payment for all or any of the businesses, franchises, undertakings, rights, powers, privileges, and properties which the Company may lawfully acquire by this Act or by law, and may, for such considerations, allot and hand over such shares to any person or corporation, including its shareholders or its directors, and any such issue or allotment of stock shall be binding upon the Company and such stock shall not be assessable for calls nor shall the holder thereof be liable in any way thereon ; or the Company may pay for the same wholly or partly in paid-up shares or wholly or partly in debentures, as may be agreed upon ; provided that any allotment and issue of stock under authority of this section shall be approved by the holders of at least two-thirds in value of the stock of the Company, previously issued and held at the date of such issue and allotment.

Expropriation
of lands.

12. Lands actually required for the construction and maintenance of the power canals, watercourses, raceways and reservoirs necessary for the utilization or operation of water powers belonging to the Company, may be taken and acquired by the Company, and to this end, after a plan of such lands has been approved of by the Governor in Council, all the provisions of *The Railway Act* which are applicable to such taking and acquisition, shall, so far as they are applicable thereto, apply as if they were included in this Act, and all the provisions of *The Railway Act* which are applicable shall, in like manner, apply to the ascertainment and the payment of the compensation for, or damages to, lands arising out of such taking and acquisition or the construction or maintenance of the works of the Company, or the exercise of any of the powers of the Company under this section.

District
limited.

2. This section shall apply only to lands in or adjacent to the Lachine Rapids in the St. Lawrence River.

Vested rights
preserved.

3. The expropriation powers hereby granted shall not be exercised to the detriment of the vested rights of any person

or company already duly authorized to carry on water power operations, or of any proprietors of water powers in or adjacent to the Lachine Rapids in St. Lawrence River.

13. The Company may, for the purpose of laying, maintaining and repairing its pipes and conduits for the conveyance of gas or water, enter upon any street, highway, square, allowance for road or other public place, and as often as the Company thinks proper may break up and open the same; but the powers conferred by this section shall not be exercised until the Company has first obtained the consent and approval of the municipal council of the city or local municipality within which the powers conferred by this Act are to be exercised by the Company,—such consent to be by by-law, and to be on such terms and conditions as the by-law provides. Power to break open highways.

14. The powers granted by this Act shall cease and be null and void unless works of the Company for its aforesaid powers are commenced within five years from the passing of this Act, and notwithstanding any provision contained in any Act of Parliament. Time for construction of works limited.

15. Subsection 2 of section 90 of *The Railway Act* shall apply to the Company. 1899, c. 37, s. 1.

16. Sections 18 and 39 of *The Companies Clauses Act* shall not apply to the Company. R.S.C., c. 118.

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3 EDWARD VII.

CHAP. 189.

An Act for the Relief of William Francis Schooley.

[Assented to 25th June, 1903.]

WHEREAS William Francis Schooley, of the village of Preamble.
Holland, in the province of Manitoba, merchant, hath by his petition set forth that on the fourteenth day of May, A.D. 1884, he was lawfully married to Susan Maria Zavitz at Crowland, in the county of Welland, in the province of Ontario; that they lived and cohabited as husband and wife until the month of August, A.D. 1889; that she left his house and shortly thereafter went to the city of Detroit, in the state of Michigan, one of the United States of America, where she made application to the Circuit Court of the county of Wayne in the state of Michigan, for a divorce from the said marriage, which was granted to her by the said court on or about the first day of October, A.D. 1892; that subsequently, on or about the twenty-eighth day of April, A.D. 1898, she went through the form of marriage with Elias H. Sellers of the said city of Detroit; that she has since the last mentioned date cohabited with the said Elias H. Sellers; that she and the said Elias H. Sellers are now living together as husband and wife; that she has thereby committed adultery on divers occasions with the said Elias H. Sellers; that the said William Francis Schooley ever since he discovered that she had committed the said adultery has lived separate and apart from her and has not since cohabited with her; that the said William Francis Schooley has not in any way condoned the adultery committed by her, and that no collusion or connivance exists between him and her to obtain a dissolution of their marriage; and that there has been no living issue of their marriage: And whereas the said William Francis Schooley has humbly prayed that the said marriage may be dissolved so as to enable him to marry again, and that such further relief may be afforded him as may be deemed meet: And whereas he has proved the allegations contained in the said petition, and it is expedient that the prayer thereof should be granted: Therefore His Majesty, by and with the advice and consent

of the Senate and House of Commons of Canada, enacts as follows :—

Marriage
dissolved.

1. The said marriage between the said William Francis Schooley and the said Susan Maria Schooley, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to
marry again.

2. The said William Francis Schooley may at any time hereafter marry any woman whom he might lawfully marry in case the said marriage with the said Susan Maria Schooley had not been solemnized.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 190

An Act to incorporate the Shipping Federation of Canada.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, represented that they and others have for some
time past been associated in divers matters of common interest
to the shipping trade of Canada, and have prayed that it be
enacted as hereinafter set forth, and it is expedient to grant
the prayer of the said petition: Therefore His Majesty, by and
with the advice and consent of the Senate and House of Com-
mons of Canada, enacts as follows:—

1. Hugh Andrew Allan, representing the firm of H. & A. Incorporation.
Allan, John Russell Binning, representing Furness, Withy &
Company, Limited, James Thom, representing the Hamburg-
American Packet Company, William I. Gear, representing the
Robert Reford Company, Limited, Frank A. Routh, repre-
senting the firm of F. A. Routh & Company, David W. Camp-
bell, representing the Elder-Dempster Company, Limited,
James Gordon Brock, representing J. G. Brock & Company,
Charles McLean, representing McLean, Kennedy & Com-
pany, and John Torrance, representing the Dominion Line of
Steamships and the Leyland Line of Steamships, respectively,
and such others as hereafter become members of the associa-
tion hereby incorporated, are incorporated under the name of
“The Shipping Federation of Canada,” hereinafter called Corporate
“the Federation.” name.

2. The said Hugh Andrew Allan, William I. Gear and Provisional
James Thom shall be the first or provisional executive coun- council.
cil of the Federation, and shall continue in office until replaced
by an executive council elected according to the by-laws of the
Federation.

3. The head office of the Federation shall be in the city of Head office.
Montreal, in the province of Quebec.

First general
meeting.

4. The first general meeting of the Federation for organization, the passing of by-laws and other business shall be held at the city of Montreal, at such place and time as the provisional executive council determines.

Powers of
executive
council.

5. The provisional executive council, and the executive council elected according to the by-laws, may exercise any or all of the powers of the Federation, as may be provided by by-law from time to time.

Objects of
Federation.

6. The objects and powers of the Federation shall be :—

(a.) to amalgamate and federate as members thereof, ship owners and shipping agents, and such other persons, firms and corporations as are from time to time interested in the shipping trade of Canada ;

(b.) to consider all questions affecting the interest of the shipping trade of Canada, or other trades connected therewith, and the interests of the members of the Federation, and to take such action as the Federation deems advisable to develop and protect the said trades and interests ;

(c.) to protect and indemnify the members or affiliated members of the Federation against any loss arising in the management of their trade, without their actual privity or fault, which, in the opinion of the Federation, should in its interests or in the interests of the trade be made good ;

(d.) to organize, establish, regulate and dissolve branches or sections of the Federation ; but any such branch or section shall not be deemed to be a separate corporation ;

(e.) to acquire real property, and mortgage, lease, sell or otherwise alienate it, provided that the value of such property held by the Federation at any one time shall not exceed fifty thousand dollars ; and to acquire and dispose of such movable property as is necessary or advisable in the interests of the Federation ;

(f.) to make by-laws, rules and regulations for the governing of the Federation and the carrying out of its objects, including by-laws for the admission, obligations, suspension, expulsion or retirement of members, for the imposition of fees, calls, subscriptions and penalties, and for the arbitration of disputes between them, which shall be binding upon all members of the Federation and on all its officers, servants and others lawfully under its control ;

(g.) to possess all other rights, powers or privileges which are usual or necessary or incidental or conducive to the above objects.



3 EDWARD VII.

CHAP. 191.

An Act to incorporate the Southern Central Pacific Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, enacts as follows:—

1. J. D. McLennan, of the city of Cleveland, in the state Incorporation.
of Ohio, one of the United States, Ebenezer F. B. Johnston,
of the city of Toronto, in the province of Ontario, John Milne,
of the city of Duluth, in the state of Minnesota, one of the
United States, and James Whalen, of the town of Port Arthur,
in the province of Ontario, together with such persons as
become shareholders in the company, are incorporated under
the name of “The Southern Central Pacific Railway Company,” Corporate name.
hereinafter called “the Company.”

2. The persons named in section 1 of this Act are constituted Provisional directors.
provisional directors of the Company.

3. The capital stock of the Company shall be two million Capital stock.
dollars, and may be called up by the directors from time to
time as they deem necessary, but no one call shall exceed ten
per cent on the shares subscribed.

4. The head office of the Company shall be at the city of Head office.
Toronto, in the province of Ontario.

5. The annual meeting of the shareholders shall be held on Annual meeting.
the second Tuesday in September in each year.

6. At such meeting the subscribers for the capital stock Election of directors.
assembled, who have paid all calls due on their shares, shall
choose not less than five nor more than nine persons to be
directors of the Company, one or more of whom may be paid
directors.

Line of
railway
described.

7. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from the city of Vancouver in British Columbia northerly and easterly by way of the Kootenay Pass to some point on the Old Man River in the district of Alberta, thence north-easterly through Saskatchewan to some point on the shore of Hudson's Bay at least one hundred miles north of Fort Churchill on the Churchill River.

Powers of
Company.

8. The Company may, in connection with its railway and for the purposes of its undertaking, —

Vessels.

(a.) construct, acquire and navigate vessels and ferries upon any of the rivers, lakes or other inland waters of Canada connecting with or adjacent to the Company's line of railway, and carry on generally the business of transportation in connection with the said railway, ferries and vessels ;

Transporta-
tion.

Wharfs and
buildings.

(b.) construct, acquire, operate, lease and sell wharfs, docks, elevators and warehouses.

Telegraph
and telephone
lines.

9. The Company may construct and operate telegraph and telephone lines upon its railway, and for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers and may connect its own lines with the lines of such companies or may lease its own lines.

Rates to be
approved.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message or for leasing or using the telegraphs or telephones of the Company until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

R.S.C., c. 132.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

Bond issue.

10. The Company may issue bonds, debentures or other securities, to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Time for
construction
limited.

11. If the construction of the railway is not commenced and fifteen per cent on the amount of the capital stock is not expended thereon within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers of construction granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.



3 EDWARD VII.

CHAP. 192.

An Act to confer on the Commissioner of Patents certain powers for the relief of the Standard Car Truck Company.

[Assented to 25th June, 1903.]

WHEREAS the Standard Car Truck Company has, by its Preamble.
petition, represented that it is incorporated under the laws of the state of New Jersey, one of the United States, and has its principal place of business in the city of Chicago, in the state of Illinois, one of the United States; that it is the holder and owner of letters patent issued under the seal of the Patent Office of Canada, to John C. Barber, dated the fifteenth day of January, one thousand eight hundred and ninety-seven, for new and useful improvements in car trucks, being patent number fifty-four thousand six hundred; that the said patent was issued for the term of eighteen years on condition of and subject to the payment of further fees and the presentation to the Commissioner of Patents of a petition for the issue of a certificate or certificates of payment of further fees on or before the expiration of the first six years, as provided by section 22 of *The Patent Act*, chapter 61 of the Revised Statutes, as amended by section 5 of chapter 24 of the statutes of 1892 and section 3 of chapter 34 of the statutes of 1893; that the said company duly instructed its patent attorney or agents to present such a petition; that the said patent attorneys or agents failed to present such a petition and to pay such further fees and that therefore the said patent has lapsed; that the said company is advised that according to a recent decision of the Supreme Court of Canada certain extensions asked for in good faith and granted by the Commissioner of Patents of the period limited by section 37 of *The Patent Act* for the commencement of the manufacture in Canada of the invention covered by the said patent are invalid, and that therefore the said patent is liable to be declared null and void if attacked in a court of competent jurisdiction; that the invention covered by the said patent meets approval and finds acceptance by railroad companies as tending to greater safety of traffic and travel

R.S.C., c. 61,
s. 22.
1892, c. 24, s. 5.
1893, c. 34, s. 3.
R.S.C., c. 61,
s. 37.

travel and greater economy in the operation of railways ; that the said company has expended much capital, time, and thought in the perfecting of details of the invention and upon its introduction ; that it intends to establish works in Canada for the manufacture of the said invention which will involve the investment of much capital and provide extensive employment ; and whereas the said company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Commissioner of Patents may extend duration of letters patent.

1. Notwithstanding anything to the contrary in *The Patent Act*, or in the letters patent mentioned in the preamble, the Commissioner of Patents may receive from the Standard Car Truck Company a petition or petitions for a certificate or certificates of payment of further fees and the usual fees upon the said letters patent for the remainder of the term of eighteen years from the date of the said patent, and may grant and issue to the said the Standard Car Truck Company, the certificate or certificates of payment of further fees provided by *The Patent Act*, granting an extension or extensions of the period of the duration of the said letters patent to the full term of eighteen years in as full and ample a manner as if the application therefor had been duly made within the first six years of the said letters patent from the date of issue of the said letters patent.

Extensions of time granted by Commissioner of Patents declared valid.

2. Notwithstanding anything to the contrary in *The Patent Act*, or of any interpretation of subsection 2 of section 37 thereof, or in the letters patent mentioned in the preamble, all the extensions of the period of time within which the manufacture in Canada of the invention covered by the said patent shall commence or should have commenced, granted by the Commissioner of Patents, shall be valid and shall have full force and effect, and the said patent may not be declared null and void by reason of any doubt as to whether the Commissioner of Patents had the power to grant such extensions.

Rights of third persons saved.

3. If any person has, in the period between the fifteenth day of January, one thousand nine hundred and three, and the extension hereby authorized of the said letters patent numbered fifty-four thousand six hundred, commenced to manufacture, use and sell in Canada the invention covered by the said letters patent such person may continue to manufacture, use and sell such invention in as full and ample a manner as if this Act had not been passed ; provided always that such exemption shall not extend to any person having commenced the construction or manufacture of the said invention before the fifteenth day of January, one thousand nine hundred and three, without the consent of the Standard

Proviso.

Car Truck Company, or since the said date under contract with or by the instructions or consent of the said company or its officers or agents, but that in such case the said patent shall have full force and effect.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's most Excellent Majesty.



3 EDWARD VII.

CHAP. 193.

An Act for the relief of James Reid Steele.

[Assented to 25th June, 1903.]

WHEREAS James Reid Steele, of the city of Montreal, in the district of Montreal in the province of Quebec, railway auditor, has by his petition humbly set forth that on the fifth day of April, A.D. 1883, he was married to Minnie Clara Steele, formerly Minnie Clara Denmark, at the city of Minneapolis, in the state of Minnesota, one of the United States of America; that they cohabited as husband and wife from the said day until the sixteenth day of March, A.D. 1892; that both of the parties to the said marriage were at the date of the said marriage British subjects; that there has been no issue of said marriage; that since on or about the sixteenth day of March, A.D. 1892, she has not resided or cohabited with him; that in or about the month of April, A.D. 1901, she removed to the city of Buffalo, in the state of New York, one of the United States of America, and resided and cohabited in adultery with one Henry Weiler, then a piano tuner; that she still is residing and cohabiting in adultery with the said Henry Weiler at the city of Indianapolis, in the state of Indiana, one of the United States of America; and whereas the said James Reid Steele has humbly prayed that such marriage may be dissolved so as to enable him to marry again and that such further relief may be afforded him as may be deemed meet; and whereas the said James Reid Steele has proved the said allegations of his petition, and it is expedient that the prayer thereof should be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The said marriage between the said James Reid Steele and Minnie Clara Steele, his wife, is hereby dissolved, and shall be from henceforth null and void to all intents and purposes whatsoever.

Marriage dissolved.

Right to
marry again.

2. The said James Reid Steele may at any time hereafter marry any other woman whom he might lawfully marry in case the said first mentioned marriage with the said Minnie Clara Steele had not been solemnized.

OTTAWA : Printed by SAMUEL EDWARD DAWSON, Law Printer to the King's
most Excellent Majesty.



3 EDWARD VII.

CHAP. 194.

An Act to incorporate the Sterling Bank of Canada.

[Assented to 25th June, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that an Act be passed for the purpose of
establishing a bank in the city of London, in the province of
Ontario, and it is expedient to grant the prayer of the said
petition: Therefore His Majesty, by and with the advice and
consent of the Senate and House of Commons of Canada, en-
acts as follows:—

- 1.** The persons hereinafter named, together with such others Incorporation.
as become shareholders in the corporation by this Act created,
are constituted a corporation by the name of “The Sterling Corporate
Bank of Canada,” hereinafter called “the Bank.” name.
- 2.** The capital stock of the Bank shall be one million Capital stock.
dollars.
- 3.** The chief office of the Bank shall be at the city of Lon- Chief office.
don, in the province of Ontario.
- 4.** William Henry Wortman, Samuel Gregory Oren, Oscar Provisional
Benson, Harold Lionel Atkinson and Thomas Henry Lus- directors.
combe, all of the city of London, in the province of Ontario,
shall be the provisional directors of the Bank, and shall
have power to nominate additional provisional directors, but
so that the total number of provisional directors shall not
exceed ten.
- 5.** This Act shall, subject to the provisions of section 16 of Duration
The Bank Act, remain in force until the first day of July in of Act.
the year one thousand nine hundred and eleven. 1890, c. 31.



3 EDWARD VII.

CHAP. 195.

An Act to incorporate the Stewart River Development Company.

[Assented to 24th October, 1903.]

WHEREAS the persons hereinafter named have, by their Preamble.
petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Raymond Auzias Turenne, Joseph Barrette and F. H. Incorporation.
Fairbanks, of the city of Dawson, in the Yukon Territory, Louis A. Herdt and Charles Archer, of the city of Montreal, and John H. Lamont, of Prince Albert, in the North-west Territories, together with such persons as become shareholders in the company, are hereby constituted a body corporate under the name of “The Stewart River Development Company,” Corporate name.
hereinafter called “the Company,” for the following purposes:—

(a.) to divert through ditches, flumes or otherwise and use Business of Company.
water from the Stewart River for the purpose of supplying water by gravitation or otherwise for working mines in the Yukon Territory, as defined by the regulations of the Gold Commissioner; for developing and generating water and electrical power from the said river at or near a point called Frazer Falls, and for supplying the same for the working of mines by pumping water thereto, or otherwise, in the said territory, and for supplying electric or water power to the inhabitants of the said district for manufacturing or other uses and for establishing and maintaining all such power stations, dams, reservoirs, ditches, flumes, pipe lines, transmission lines, bridges, tunnels and other appliances and structures, as may be necessary for the purposes aforesaid;

(b.) to acquire and operate and dispose of mines, mineral and Mining.
mining rights, in the said territory and to use the water or power from the said Stewart River for developing and working such mines, and to smelt, reduce, refine, amalgamate or

otherwise manufacture and treat metals, minerals and ores, and dispose thereof, and generally carry on the business of manufacturing therefrom ;

Treat ores. (c.) to own, control and develop platinum, gold, copper, silver, lead, iron, cinnabar, cobalt, molybdenite mines ; and crush, smelt, amalgamate, reduce, treat and dispose thereof, and whether belonging to the Company or on behalf of others ;

Gas and electricity. (d.) to produce, manufacture, supply and dispose of gas, electricity, pneumatic and chemical power for the purposes of light, heat and motive power and any other purposes for which the same may be used, and to lay pipes and conduits, construct, erect, maintain and operate works, poles and all other appliances necessary or useful for the production, sale and distribution of gas, electricity, pneumatic or chemical power, for the purposes of light, heat and power, and with such pneumatic, electric or other conductors or chemical devices, conduct, convey, furnish or receive such electricity or power ; provided that the Company shall not sell and dispose of gas, electricity and other agents for heat, light and motive power, or for any other purpose for which the same may be used, until it has first obtained the consent and approval of the municipal council of the city, town, village or other local municipality or district within which the Company proposes to sell and dispose of the same—such consent to be by by-law, and to be on such terms and conditions as such by-law provides ;

**Proviso :
consent of
municipali-
ties.**

**Power to enter
on highway.** (e.) to enter upon any highway, street, road allowance, square or other public place and to open up the same for the purpose of laying and maintaining its pipes and conduits for the conveyance of gas or other agent for heat, light and power, and to supply gas and other agents through the said pipes and conduits ; provided the Company shall not exercise the powers mentioned in this paragraph until it has first obtained the consent and approval of the municipal council of the city, town, village or other local municipality or district within which the said powers are to be exercised by the Company,—such consent to be by by-law and to be on such terms and conditions as such by-law provides ;

**Approval of
municipality.**

Water powers, (f.) to acquire and operate water powers, manufacture and supply improvements in turbine wheels, and devices contributing propelling force either to mill machinery or water craft ;

**Telegraph
and telephone
lines, &c.**

(g.) to construct or aid in and subscribe towards the construction, maintenance and improvement of telegraph, telephone and telpherage lines, docks, piers, wharfs, viaducts, aqueducts, dams, flumes, ditches and such other buildings and works as are necessary and convenient and to the advantage of the Company, and, with the consent of the Governor in Council and the Commissioner of the Yukon Territory, to erect bridges over the said Stewart River when necessary for the purposes of the Company ;

Bridges.

**Industrial
processes.**

(h.) to buy, sell, deal in and assist in perfecting any industrial processes for which letters patent, trade marks or copyrights have been granted or applied for ; and may act as agents for

applicants for such letters patent, trade marks or copyrights ; contract to test such inventions or discoveries and sell and establish agencies for the manufacture and sale thereof.

2. The Company shall not, in the exercise of any rights or powers created by or contained in this Act, or of any rights or powers conferred by any Order in Council or letters patent now existing or hereafter to be issued, or under colour of such rights or powers, do any act or thing which will in any way obstruct or interfere with the operations of any company or person holding any rights of dredging, or any dredging license or lease, or any mining rights of any kind whatsoever upon the said Stewart River or the bed thereof or in relation thereto, or which would have the effect of obstructing or interfering with any operations which might be lawfully carried on by any person or company under or by virtue of any rights of dredging, dredging license or lease or any mining rights of any kind whatsoever upon the said river or the bed thereof or in relation thereto existing at the passing of this Act, nor shall the Company be empowered to construct any bridge which would interfere with the navigation of the said river.

Existing rights not to be interfered with.

Bridge.

3. The persons named in section 1 of this Act shall be the first or provisional directors of the Company, and they shall have all the powers conferred upon directors by this Act, or by *The Companies Clauses Act*.

Provisional directors.

Powers.

2. Until otherwise ordered by by-law or resolution of the provisional directors, any four of them may call meetings of the provisional directors at such place and at such times as they determine, and the notices of such meetings shall be signed by the provisional directors calling the same.

Meetings.

3. The first meeting of the provisional directors may be held either at the city of Dawson, in the Yukon Territory, or in the city of Ottawa, in the province of Ontario.

First meeting.

4. A majority of the provisional directors shall be a quorum.

Quorum.

4. The capital stock of the Company shall be one million dollars, divided into shares of one hundred dollars each.

Capital stock.

2. After the whole of the capital stock of the Company has been issued and fifty per cent thereof has been paid up, the capital stock may be increased, from time to time, to an amount not exceeding five million dollars, by resolution of the shareholders approved of by the votes of the holders of at least two-thirds of the issued stock of the Company present or represented by proxy at a special general meeting of the shareholders, duly called for the purpose of considering such resolution, and such increased capital stock shall be issued, and may be held, subject to the same conditions, and dealt with in the same manner, as the original capital stock of the Company.

Increase of capital.

Head office.

5. The head office of the Company shall be in the city of Dawson, in the Yukon Territory, or in such other place in Canada as the directors, from time to time determine by by-law.

Notice of meetings.

6. All notices calling meetings of the provisional directors, directors or shareholders shall state the date and place of holding such meetings and shall be mailed by registered letter to the address of each of the other provisional directors, directors or shareholders, as the case may be, not less than ten days previously to the date of such meeting, and the mailing of such letter shall be sufficient notice of such meeting.

Directors may act notwithstanding vacancies.

7. The directors and provisional directors of the Company may act notwithstanding any vacancy in their number; provided that if the number falls below four they shall not, except for the purpose of filling vacancies, have power to act so long as the number is below the said minimum.

First general meeting.

8. As soon as twenty-five per cent of the capital stock of the Company has been subscribed and ten per cent thereof has been paid into some chartered bank in Canada to the credit of the Company, the provisional directors, or any four of them, may call a general meeting of the shareholders of the Company at such time as they determine, for the purpose of ratifying the by-laws of the Company, of electing directors, and of considering and determining upon any other business specified in the notice calling such meeting, and a notice in writing signed by any four of the provisional directors calling any such meeting, of the date and place of holding the same, mailed by registered letter to the address of each shareholder not less than thirty days previously shall be deemed sufficient notice of such meeting.

Annual meeting.

9. The annual meeting of the shareholders shall be held on the first Wednesday in September in each year, at the head office of the Company, or at such other place in Canada as the shareholders determine by by-law.

Issue of paid up stock.

10. The directors may issue as paid-up stock shares of the capital stock of the Company in payment for any of the businesses, franchises, undertakings, powers, rights, privileges, letters patent, real estate, Crown granted properties, inventions, stocks, valuable assets and all other interests the Company may acquire by this Act or by law, and may, for such considerations, allot and hand over such shares to any such person or corporation, including its shareholders or its directors, and any such issue or allotment of stock shall be binding upon the Company, and such stock shall not be assessable for calls, nor shall the holder thereof be liable in any way thereon; or the Company may pay therefor wholly or partly in paid-up shares or wholly or partly in debentures, as may be agreed upon; provided that any allotment and issue of stock under

authority of this section shall be approved by the holders of at least two-thirds in value of the capital stock of the Company already issued and held at the date of such issue or allotment.

11. The directors may, when authorized by a by-law for that purpose, approved of by the votes of holders of at least two-thirds in value of the issued stock of the Company, present or represented by proxy at a special general meeting called for considering such by-law, borrow from time to time, such sums of money, not exceeding the amount of the capital stock issued at the date of any such by-law as paid up or unassessable capital stock of the Company, as the shareholders deem necessary, and may, if thought advisable, issue bonds and debentures therefor, in sums of not less than one hundred dollars each, at such rate of interest and payable at such time and place and secured in such manner by a mortgage or otherwise, upon the whole or any portion of the property and undertakings and franchises of the Company as may be prescribed by such by-law or decided upon by the directors under the authority thereof, and the Company may make such provisions respecting the redemption of such securities as are deemed proper; and the directors, upon such authorization, may, without issuing debentures, secure the repayment of such loans by mortgage, hypothec or pledge upon such properties or assets of the Company as shall be indicated by the directors.

Borrowing
powers.

Bonds and
debentures.

2. In addition to the amounts which the Company, from time to time, may borrow, secured or unsecured as aforesaid, the Company may borrow on current account or on promissory notes or other negotiable instruments, such further sums as the directors decide are required for the operations of the Company or for the acquisition of its properties or assets.

Borrowing
on current
account and
negotiable
instruments.

12. The Company may receive either by grant from any Government or person, as aid in the construction of or for carrying on any of the works or operations authorized by this Act, any lands, properties, franchises, sums of money or debentures as gifts or by way of bonus or otherwise, and may dispose thereof, and may alienate the same in promoting any of the affairs, businesses and operations of the Company, and the Company may receive exemptions from taxation and all other exemptions which may be granted by municipal or other authorities by by-law, resolution or otherwise and which may by law be granted by such municipality.

Aid to
Company.

13. Subsection 2 of section 90 of *The Railway Act* shall apply to the Company,

1899, c. 37, s. 1.

14. Section 18 of *The Companies Clauses Act* shall not apply to the Company.

R.S.C., c. 118.



3 EDWARD VII.

CHAP. 196.

An Act to incorporate the Toronto and Hamilton
Railway Company.

[Assented to 24th October, 1903.]

WHEREAS a petition has been presented praying that it be Preamble.
enacted as hereinafter set forth, and it is expedient to
grant the prayer of the said petition: Therefore His Majesty,
by and with the advice and consent of the Senate and House
of Commons of Canada, declares and enacts as follows:—

1. Charles Leslie Denison, Francis Ambridge Drake, John Incorporation.
Taylor Gilmour, John Becket Kilgour, of the city of Toronto,
and Frederick Henry Markey, of the city of Montreal, together
with such persons as become shareholders in the company, are
incorporated under the name of “The Toronto and Hamilton Corporate
Railway Company,” hereinafter called “the Company.” name.

2. The persons named in section 1 of this Act are consti- Provisional
tuted provisional directors of the Company. directors.

3. The capital stock of the Company shall be five Capital stock.
hundred thousand dollars, and may be called up by the
directors from time to time as they deem necessary, but no one
call shall exceed ten per cent on the shares subscribed.

4. The head office of the Company shall be in the city of Head office.
Toronto, in the province of Ontario.

5. The annual meeting of the shareholders shall be held on Annual
the first Monday in September in each year. meeting.

6. At such meeting the subscribers for the capital stock Election
assembled, who have paid all calls due on their shares, shall of directors.
choose seven persons to be directors of the Company, one or
more of whom may be paid directors.

7. The Company may lay out, construct and operate a rail- Line of
way of the gauge of four feet eight and one-half inches from railway
described. a

Proviso as to
Burlington
Beach.

a point in or near the city of Toronto, in the county of York, to some point in or near the city of Hamilton, in the county of Wentworth, passing through the counties of York, Peel, Halton and Wentworth, in the province of Ontario; but nothing in this Act shall authorize or empower the Company to lay out or construct any railway track upon or along any portion of Burlington Beach in the said county of Wentworth without the consent of the municipal corporations of the townships of Saltfleet and Nelson.

Steam to be
used for
construction
only.

2. Steam may be used for the purposes of constructing the said railway, but shall not be used as motive power for its operation.

Declaratory.

3. The works authorized by this section are declared to be works for the general advantage of Canada.

Agreements
with other
companies.

8. The Company may enter into agreements with the Hamilton Radial Electric Railway Company, the Hamilton, Grimsby and Beamsville Electric Railway Company, the Niagara, St. Catharines and Toronto Railway Company, the Toronto and Mimico Electric Railway and Light Company, Limited, the Metropolitan Railway Company and the Toronto Suburban Railway Company, for acquiring by purchase, lease or otherwise, in whole or in part, any rights or powers acquired under the Acts relating to the said companies or any of them, also the franchises, surveys, plans, works, plant, material, machinery and other property to them belonging, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering it, at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy, and that such agreement has also received the sanction of the Governor in Council.

Approval of
shareholders
and Governor
in Council.

Notice of
application
for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the counties through which the railway of the Company runs, and in which a newspaper is published.

Agreement to
be filed with
Secretary of
State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this section having been complied with.

Rights of
municipalities
not affected.

9. Nothing herein contained shall alter, vary or restrict the rights of any municipality under or by virtue either of any Acts of the Legislature of Ontario now in force and affecting the said railway companies, or any of them, or of any agree-

ment or agreements with any of the companies mentioned in section 8 of this Act; and the Company, by virtue of exercising any of its rights or powers conferred by the said section 8 shall not (with respect to any line of railway acquired or over which the Company shall acquire running power or which may be constructed under the powers conferred by the said section 8) be entitled to any greater rights as against such municipality than the said agreement or agreements confer, and shall be bound to assume, and shall be deemed to have assumed, all the obligations undertaken with such municipality under such agreement or agreements with respect to any line of railway so acquired or so constructed, or over which the Company shall so acquire running rights.

10. The acquisition by the Company of a line of any railway mentioned in section 8 of this Act, which has been incorporated by a charter of the province of Ontario, shall not make such line of railway, or any extension or extensions thereof hereafter constructed under such charter, subject to *The Railway Act* of Canada or works for the general advantage of Canada, but they shall be and remain subject to the legislation and control of the province of Ontario and to the rights and powers of the local municipalities in the same manner and to the same extent as if this Act had not been passed.

Acquired lines to continue under Provincial Ry. Act.

11. Notwithstanding anything contained in *The Railway Act*, the Company shall not construct or operate its line of railway along any highway, street or other public place without first obtaining the consent, expressed by by-law, of the municipality having jurisdiction over such highway, street or other public place, and upon terms to be agreed upon with such municipality.

Approval of municipality when railway constructed over highway or streets.

12. The Company may construct and operate telegraph and telephone lines upon its railway and, for the purpose of operating such lines or exchanging and transmitting messages, may enter into contracts with any companies having telegraph or telephone powers, and may connect its own lines with the lines of such companies, or may lease its own lines.

Telegraph and telephone lines.

2. The Company may transmit messages for the public and collect rates or charges therefor, but no rate or charge shall be demanded or taken for the transmission of any message, or for leasing or using the telegraphs or telephones of the Company, until it has been approved of by the Governor in Council, who may also revise such rates and charges from time to time.

Rates to be approved.

3. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company.

R.S.C., c. 132.

13. The Company may issue bonds, debentures or other securities to the extent of thirty-five thousand dollars per mile

Bond issue.

of the railway and branches and of the lines of railway by this Act authorized to be acquired, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Power to
acquire stock
of other
companies.

14. The Company may acquire, hold and dispose of stock, bonds or other securities of the companies mentioned in section 8 of this Act, or of any of them, and may guarantee the payment of such bonds or other securities.

Time for
construction
limited.

15. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted.

Application
of 1888, c. 29.

16. *The Railway Act* shall, subject to sections 7, 9, 10 and 11 of this Act, apply to all lines of railway constructed by the Company, and to the maintenance, repairs and operation thereof.

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most Excellent Majesty



3 EDWARD VII.

CHAP. 197.

An Act respecting the Toronto, Hamilton and Buffalo Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Toronto, Hamilton and Buffalo Railway Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble.
1891, c. 86 ;
1893, c. 62 ;
1895, c. 66 ;
1896 (1st Sess.)
c. 39.

1. Notwithstanding the limit of the borrowing powers of the Toronto, Hamilton and Buffalo Railway Company, fixed in the special Acts relating to the said Company, the directors may issue bonds, debentures or other securities, as provided by *The Railway Act*, or, at their option, debenture stock, to the extent of one million dollars in excess of such limit, such bonds, debentures, debenture stock or other securities to be issued subject to the lien, priority and charges in favour of the outstanding first mortgage bonds of the said Company.

Bond issue.

2. If the said Company should issue debenture stock, it may be either perpetual or terminable, and may be secured in such manner, and stock certificates therefor may be issued in such amounts, and in such form, and with such provisions as to transfer and registration, as are determined by the directors.

Debenture stock.

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3 EDWARD VII.

CHAP. 198.

An Act respecting the United Empire Life Insurance Company.

[Assented to 25th June, 1903.]

WHEREAS the United Empire Life Insurance Company Preamble
has, by its petition, prayed that it be enacted as herein-
after set forth, and it is expedient to grant the prayer of the 1901, c. 115.
said petition: Therefore His Majesty, by and with the advice
and consent of the Senate and House of Commons of Canada,
enacts as follows:—

1. Notwithstanding the provisions of section 24 of *The* Time for
Insurance Act the time limited therein for obtaining a license obtaining
from the Minister, authorizing the United Empire Life Insur- license
ance Company to carry on the business of life insurance, is extended.
extended for one year from the passing of this Act. R.S.C., c. 124.

2. Sections 12 and 13 of the Act incorporating the said 1901, c. 115,
Company, being chapter 115 of the statutes of 1901, are ss. 12 and 13
repealed and the following sections are substituted therefor:— repealed.

“**12.** Whenever any holder of a policy other than a term or Paid-up
natural premium policy has paid three or more annual pre- policies.
miums thereon and fails to pay any further premium, or desires
to surrender the policy, the premiums paid shall not be for-
feited, but he shall be entitled to receive a paid-up and com-
muted policy for such sum as the directors ascertain and
determine, or to be paid in cash such sum as the directors fix
as the surrender value of the policy, such sum in either case
to be ascertained upon principles to be adopted by by-law
applicable generally to all such cases as may occur; provided
that if such paid-up and commuted policy or such cash pay-
ment is not demanded while such original policy is in force,
or within twelve months after default has been made in pay-
ment of a premium thereon, the Company shall, without any
demand therefor, either issue such paid-up and commuted
policy, or pay to, or place to the credit of, the policy-holder
such cash surrender value.”

Participating
policy-
holders.

"13. All persons who are actual holders of policies from the Company for one thousand dollars or upwards, whether such persons are shareholders of the Company or not, and who are by the terms of their policies entitled to participate in profits, and are referred to in this Act as holders of participating policies, shall be members of the Company and be entitled to attend and vote in person or by proxy at all general meetings of the Company; and every holder of a participating policy of the Company for a sum not less than one thousand dollars shall be entitled to one vote for each one thousand dollars in his policy.

Husband
or father.

"2. A husband or father holding a participating policy on his life for the benefit of his wife or children shall be deemed a member of the Company."

Change of
name.

3. The Company may at any time apply to the Governor in Council to have the name of the Company changed; and the Governor in Council, upon being satisfied that the proposed name is not the name of an existing incorporated or unincorporated company, or so similar thereto as to be liable to be confounded therewith, may, by an Order in Council, direct the name to be changed to the name proposed in the application.

Effect of
change.

4. No alteration of the name of the Company under the next preceding section of this Act shall affect the rights or obligations of the Company, and all proceedings may be continued or commenced by or against the Company under its new name that might have been continued or commenced by or against the Company under its former name.

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3 EDWARD VII.

CHAP. 199.

An Act respecting the Vancouver and Coast-Kootenay Railway Company.

[Assented to 10th July, 1903.]

WHEREAS the Vancouver and Coast-Kootenay Railway Company has, by its petition, represented that it was incorporated under the laws of the province of British Columbia, and has prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition : Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, declares and enacts as follows :—

Preamble.
B.C., 1902,
c. 9.

1. In this Act the expression “the Company” means the body politic and corporate created under the authority mentioned in the preamble, and the railway works which the Company has been empowered to undertake by virtue of the said authority are declared to be for the general advantage of Canada.

Declaratory.

2. *The Railway Act* and this Act shall hereafter apply to the said works to the exclusion of any provision inconsistent therewith contained in the charter of the Company granted under the authority mentioned in the preamble; but nothing herein shall affect any action heretofore taken pursuant to powers contained in the said charter.

1888, c. 29.

3. The officers and directors of the Company, Lachlan McLean, Hugh McLean and Norman McLean, elected under the authority mentioned in the preamble shall continue to be the officers and directors of the Company until their successors are lawfully elected or appointed under this Act or *The Railway Act*.

Existing officers continued.

4. The capital stock of the Company shall be three million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.

Capital stock.

Head office.

5. The head office of the Company shall be in the city of Vancouver, in the province of British Columbia, or at such other place in Canada as the Company determines by by-law.

Annual meeting.

6. The annual meeting of the shareholders shall be held on the first Monday in September in each year.

Election of directors.

7. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors.

Line of railway described.

8. The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches, from a point at or near the city of Vancouver, thence south-easterly to the city of New Westminster, and across the Fraser River, thence easterly by the most feasible route, to a point at or near Midway, in the Boundary Creek district; and from a point on the main line of the railway south of the Fraser River, to a point at or near the mouth of the Fraser River; and from a point on the main line east of Hope, to a point at or near Nicola Lake; and from a point on the main line of the railway, at or near the city of Vancouver, thence northerly across Burrard Inlet, at the most feasible point, to North Vancouver municipality, thence westerly to a point at or near the mouth of the Capilano River.

Bond issue.

9. The Company may issue bonds, debentures or other securities to the extent of forty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Telegraph and telephone lines.

10. The Company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches, and may establish offices for the transmission of messages for the public, and collect tolls therefor; and, for the purposes of operating such telegraph and telephone lines, the Company may enter into a contract with any other company, or may lease the Company's lines, or any part thereof.

Agreements with telegraph and telephone companies.

2. The Company may enter into arrangements with any telegraph or telephone company, for the exchange and transmission of messages, or for the working in whole or in part of the lines of the Company.

Rates to be approved.

3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for the leasing or using the telegraphs or telephones of the Company, until such rates or charges have been approved of by the Governor in Council, and such rates and charges shall be subject to revision, from time to time, by the Governor in Council.

4. *The Electric Telegraph Companies Act* shall apply to the R.S.C., c. 132. telegraphic business of the Company.

11. If the construction of the railway is not commenced, and fifteen per cent on the amount of the capital stock is not expended thereon, within two years after the passing of this Act, or if the railway is not finished and put in operation within five years after the passing of this Act, the powers granted by this Act or by *The Railway Act* shall cease and be null and void as respects so much of the railway as then remains uncompleted. Time for construction limited.

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3 EDWARD VII.

CHAP. 200.

An Act respecting the Western Alberta Railway Company.

[Assented to 13th August, 1903.]

WHEREAS the Western Alberta Railway Company has, by Preamble.
its petition, prayed that the powers granted to the Com-
pany be revived and amended as hereinafter set forth, and it is
expedient to grant the prayer of the said petition : Therefore 1898, c. 90 ;
His Majesty, by and with the advice and consent of the Senate 1900, c. 85.
and House of Commons of Canada, enacts as follows :—

1. The powers for constructing the railway of the Western Powers of
Alberta Railway Company, conferred by chapter 90 of the construction
statutes of 1898, are hereby revived and confirmed ; and the revived.
time limited by section 1 of chapter 85 of the statutes of 1900 Time for
for commencing the construction of the railway and for expend- commencing
ing thereon fifteen per cent of the amount of the capital stock work
of the Company, as required by section 89 of *The Railway Act*, extended.
is hereby extended until the first day of December, one thou- 1888, c. 29.
sand nine hundred and five ; and if by that date the railway
is not commenced and such expenditure is not made, or if the
railway is not completed by the first day of December, one
thousand nine hundred and eight, then the powers of con- Time for
struction granted to the Company shall cease and be null and completion
void with respect to so much of the railway as then remains extended.
uncompleted.

2. Section 4 of chapter 90 of the statutes of 1898 is hereby Line of
amended by inserting the word “one” after the word railway, point
“twenty” in the fourth line thereof. of beginning
changed.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 201.

An Act respecting the Western Assurance Company

[Assented to 24th October, 1903.]

WHEREAS the Western Assurance Company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Preamble

1. The Western Assurance Company may establish a transfer office in London, or elsewhere in Great Britain, and shares in the capital stock of the said Company may be transferred, and the dividends accruing thereon may be made payable, at London or elsewhere in Great Britain in like manner as such shares and dividends are respectively transferred and paid at the head office of the said Company at Toronto; and for such purposes the directors may from time to time make such rules and regulations and prescribe such forms and appoint such agents as they may deem necessary.

Office in Great Britain for transfer of shares and payment of dividends.

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3 EDWARD VII.

CHAP. 202.

An Act for the Relief of Stephen Wilson.

[Assented to 24th October, 1903.]

WHEREAS Stephen Wilson, of Red Deer, in the district Preamble.
of Alberta, in the North-west Territories of Canada,
homestead inspector, hath by his petition set forth that on
the first day of December, A.D. 1886, he was lawfully
married to Rachel Wilson (then Rachel Silverson, spinster);
that the said marriage was duly solemnized at the city of
Calgary, in the district of Alberta; that they cohabited as
husband and wife continuously from the time of the said mar-
riage until the third day of May, A.D. 1898, with the excep-
tion of a period of about nine months in the years 1893 and
1894, during which period they were separated by mutual
agreement; that the said separation was ended on the twenty-
sixth day of July, A.D. 1894, and that from the said twenty-
sixth day of July until the third day of May, A.D. 1898, they
lived and cohabited continuously as husband and wife; that
no children have been born of the said marriage; that on the
third day of May, A.D. 1898, she deserted him and has ever
since continued to live separate and apart from him; that since
the third day of May, A.D. 1898, at divers times and places
she has committed adultery with one Charles Gallion and has
for a number of years lived and is now living in adultery with
the said Charles Gallion; and whereas, the said Stephen
Wilson has humbly prayed that the said marriage may be dis-
solved and that he may be authorized to marry again and that
such further relief may be granted him as may be deemed
meet; and whereas he has proved the said allegations of his
petition and it is expedient to grant the prayer thereof:
Therefore His Majesty, by and with the advice and consent of
the Senate and House of Commons of Canada, enacts as follows:

1. The said marriage between the said Stephen Wilson and Marriage
the said Rachel Wilson, his wife, is hereby dissolved and shall dissolved.
be henceforth null and void to all intents and purposes what-
soever.

Right to
marry again.

2. The said Stephen Wilson may at any time hereafter marry any woman whom he might lawfully marry in case the said marriage with the said Rachel Wilson had not been solemnized.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 203.

An Act to enable the city of Winnipeg to utilize the Assiniboine River water power.

[Assented to 24th October, 1903.]

WHEREAS the city of Winnipeg has, by its petition, prayed Preamble.
that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The city of Winnipeg, hereinafter called “the city,” or Use of water power.
any person or corporation to whom the city may assign or transfer the rights and powers hereby granted, or whom the council of the city may by by-law or resolution appoint, may use and make available the water power of the Assiniboine River for supplying the city with water and light and for such other purposes as the city and such assignees or appointees shall mutually agree upon, and may construct all necessary works therefor, and may use or lease such surplus portions of the said water power as, from time to time, are not needed for supplying the city with water and light, and for such other purposes as the city has authority for, under the statutes in force from time to time relating to the city, and for such purposes as the said assignees or appointees and the city may agree, as aforesaid.

2. In the execution of such powers, the city, or its assignees or appointees, as aforesaid, may excavate for, build and maintain all works necessary therefor, and may make contracts for the construction of the necessary works. Construction of works.

3. The city or its assignees or appointees, as aforesaid, may also execute and construct such works as are necessary to regulate the flow of the water in the Assiniboine River by making reservoirs or by damming at the head waters of the said river and by impounding water at seasons of high water for use at seasons of low water. Reservoirs and dams.

Canal to Lake
Manitoba.

4. The city, or its assignees or appointees, as aforesaid, may for the purposes aforesaid excavate, construct, operate, keep in repair and enlarge a canal to connect the Assiniboine River with Lake Manitoba.

Lands.
Expropria-
tion.

1888, c. 29.

5. For the purposes aforesaid, after approval of the plans as provided in section 6 of this Act, the city, or its assignees or appointees, as aforesaid, may acquire lands by purchase, lease, or expropriation, and, for the latter purpose, all the provisions of *The Railway Act* which relate to expropriation shall, so far as they are applicable, apply to the undertaking and works hereby authorized.

Approval of
works, plans,
etc., by
Governor in
Council.

6. No work for utilizing or rendering available the water of the said river for the purposes aforesaid shall be commenced or proceeded with until the city, or its assignees or appointees, as aforesaid, has submitted to the Governor in Council plans of the said works and of all the intended works thereunto appertaining, nor until the plans and the site of the said works have been approved of by the Governor in Council, and such conditions as he thinks fit to impose for securing the free navigation of the said river and the public good have been complied with, nor shall any such plan be altered or any deviation therefrom be allowed, except by the permission of the Governor in Council, and upon such conditions as he imposes.

Alteration of
plans and
works by
Governor in
Council.

7. The Governor in Council may, from time to time, notwithstanding the approval of any plans or works, require such plans and works to be altered, or other works to be added or substituted, so as to make the works effective for the purposes intended and so as to protect, as far as possible, the public interest and the free navigation of the said river and the rights which may be affected by the exercise of the powers conferred by this Act.

Rights
preserved.

8. Nothing herein contained shall be construed to limit or interfere with, without compensation, the rights of any person whose property may be injuriously affected by the exercise of any of the powers conferred by this Act.

City may
transfer its
rights and
powers.

9. The city may assign and transfer to any company or person, upon such terms and conditions as are agreed upon between the city and such company or person, any or all of its rights, franchises, powers and liabilities in respect of the construction, ownership and operation of the works authorized by this Act, subject to the user by, or supply to, the city of water power for the purposes mentioned in this Act, or otherwise; and the said assignees of the city shall be entitled to all the rights, powers and privileges hereby conferred upon the city: Provided that before any such assignment or transfer is made or executed the city shall secure the approval of the assignment or transfer by the Governor in Council; and in

Approval of
Governor in
Council.

such approval the name of the company or person to whom the assignment or transfer is to be made shall be specifically set forth.

10. The works hereby authorized shall be commenced within three years, and completed within six years, from the passing of this Act, otherwise the rights and powers hereby granted shall cease and be null and void. Time for construction of works limited.

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3 EDWARD VII.

CHAP. 204.

An Act respecting the Winnipeg Western Land Corporation, Limited.

[Assented to 25th June, 1903.]

WHEREAS the Winnipeg Western Land Corporation, Limited, has represented that it is incorporated under the provisions of *The Companies Act* of Canada, and has prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

R.S.C., c. 119.

1. No dividend shall be deemed to impair the capital of the Winnipeg Western Land Corporation, Limited, (hereinafter called "the Corporation,") by reason only of payment thereof out of the proceeds of sales of lands or other property in which the capital of the Corporation has been invested, and the directors of the Corporation may from time to time declare and pay dividends out of the funds of the Corporation, including money received from sales of lands; provided that the unsold lands and other remaining assets of the Corporation are sufficient to meet all the liabilities of the Corporation, including the nominal paid-up capital.

Dividends from sales of land.

2. The board of directors may, from time to time, repay capital to the shareholders of the Corporation by instalments *pari passu*, in such amounts as they determine, and the capital of the Corporation and the par of the shares thereof shall, from time to time, be and be deemed to be reduced by the amounts so repaid; provided that all the liabilities of the Corporation at the time of any such payment are fully paid.

Repayment of capital to shareholders.

Proviso.

3. At any time after all the lands of the Corporation have been sold, all liabilities of the Corporation being first fully paid and discharged, the shareholders of the Corporation may at a special general meeting pass a resolution declaring that the Corporation is wound up; whereupon all the remaining assets

When Corporation may be wound up.

of the Corporation shall forthwith be equally distributed among the shareholders in proportion to the amounts of their respective shares of the capital of the Corporation ; and thereupon the Corporation shall be deemed to have been wound up, and shall cease to exist.

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most Excellent Majesty.



3 EDWARD VII.

CHAP. 205.

An Act to confer on the Commissioner of Patents certain powers for the relief of the Woolf Valve Gear Company.

[Assented to 13th August, 1903.]

WHEREAS the Woolf Valve Gear Company has represented Preamble.
that it is incorporated under the laws of the state of Minnesota, one of the United States, and has its principal place of business in the city of Minneapolis, in the said state, and that it is the holder and owner of letters patent, issued under the seal of the Patent Office, as assignee of Ellis J. Woolf, dated the eleventh day of July, one thousand eight hundred and ninety-five, for new and useful "improvements in compound engines," being patent number forty-nine thousand four hundred and sixty-three; that the said patent was issued for the term of eighteen years on condition of and subject to the payment of further fees and the presentation to the Commissioner of Patents of a petition for the grant of a certificate or certificates of payment of further fees on or before the expiration of the first six years, as provided by section 22 of *The Patent Act*, as amended by section 5 of chapter 24 of the statutes of 1892 and section 3 of chapter 34 of the statutes of 1893; that the said company duly instructed its patent attorneys or agents to present such a petition and pay such further fees; that the said patent attorneys or agents failed so to do and that therefore the said patent lapsed; that the said invention has been and is being manufactured and sold in Canada; that the said company would have been entitled to two further periods of six years each of the term of the said patent but for the said accidental lapse of its rights; and whereas the said company has, by its petition, prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Notwithstanding anything to the contrary in *The Patent Act*, or in the letters patent mentioned in the preamble, the Commissioner of Patents may extend duration of letters patent.

Commissioner of Patents may receive from the Woolf Valve Gear Company a petition or petitions for a certificate or certificates of payment of further fees and the usual fees upon the said letters patent for the remainder of the term of eighteen years from the date of the said patent, and may grant and issue to the said company the certificate or certificates of payment of further fees provided by *The Patent Act*, and an extension or extensions of the term or duration of the said patent to the full term of eighteen years, in as full and ample a manner as if the application therefor had been duly made within the first six years of the term of the said letters patent from the date of issue of the said letters patent.

Rights of
third persons
saved.

2. If any person has, in the period between the eleventh day of July, one thousand nine hundred and one, and the extension hereby authorized of the said letters patent numbered forty-nine thousand four hundred and sixty-three commenced to manufacture, use and sell in Canada the invention covered by the said letters patent, such person may continue to manufacture, use and sell such invention in as full and ample a manner as if this Act had not been passed.

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3 EDWARD VII.

CHAP. 206.

An Act respecting the Canadian Order of the Woodmen of the World.

[Assented to 25th June, 1903.]

WHEREAS the Canadian Order of the Woodmen of the Preamble.
World, hereinafter called "the Order," has, by its petition, 1893, c. 92.
prayed that it be enacted as hereinafter set forth, and it is
expedient to grant the prayer of the said petition: Therefore
His Majesty, by and with the advice and consent of the Senate
and House of Commons of Canada, enacts as follows:—

1. Section 2 of chapter 92 of the statutes of 1893 is repealed, Section 2 amended.
and the following is substituted therefor:—

"2. The objects of the Order and the purposes it is incorpor- Objects.
ated for and authorized to carry out are:—

"(a.) to unite its members in social and fraternal bonds;

"(b.) to collect and distribute charitable donations;

"(c.) to establish, maintain and administer a fund for the
payment of sick and funeral benefits;

"(d.) to make with its own members contracts for insurance
in sums not exceeding three thousand dollars, payable on the
death of the assured;

"(e.) to erect a monument over the grave of each deceased
member."

2. Section 12 of the said Act is amended by striking out Section 12 amended.
the word "February" on line two thereof, and substituting Meeting.
therefor the word "March."

3. The funds of the Order may be invested in the purchase Investment of funds.
of, or loaned upon,—

(a.) any of the securities mentioned in paragraphs (a), (d),
(e) and (f) of subsection 1 of section 50 of *The Insurance Act*.

4. The Order shall sell any real estate which it may acquire Real property acquired under liens,
by the foreclosure of any mortgage, hypothec or lien within
435 seven

etc., to be sold
within 7
years.

seven years after it has been so acquired, otherwise such real estate shall be forfeited to the Crown for the public uses of Canada; but the Governor in Council may, from time to time, extend the said period, not exceeding in the whole twelve years.

Sick and
funeral benefit
fund.

5. In this section the expression "the fund" means the sick and funeral benefit fund mentioned in the section substituted by this Act for section 2 of the Order's Act of incorporation, which fund shall never be less than the legal reserve (calculated as to funeral benefits on the basis prescribed in *The Insurance Act*, and based as to sick benefits upon such Standard Sickness Tables as used by the Order in the construction of its table of rates and a rate of three and one-half per cent interest) in respect of all existing certificates, policies or other instruments providing for the payment of sick or funeral benefits.

2. The premiums or contributions payable to the fund by a member in order to entitle him or his representatives to the payment of sick and funeral benefits, or both, from the fund shall be payable monthly in advance.

3. No greater sum than two hundred and sixty dollars shall be payable from the fund to any member in respect of any one continuous sickness, and no funeral benefit shall exceed the sum of one hundred dollars.

4. Separate and distinct registers and books of account shall be kept by the Order, showing the members entitled to the benefit of the fund, the receipts and payments in respect thereof, the amounts from time to time chargeable against it, and every other matter and detail of which an account ought to be kept.

5. The fund and securities representing it shall alone be available for the payment of sick and funeral benefits, and no other assets or securities of the Order shall be available for that purpose.

6. For the purpose of carrying out the provisions of this section, the Head Camp, or the Executive Council under the authority of the Head Camp, may from time to time pass such by-laws, not contrary to law, as are deemed necessary or expedient.

Deposit
before
commence-
ment of sick-
ness insurance

6. Notwithstanding anything contained in *The Insurance Act*, the Order shall not be required to make any deposit in order to entitle it to commence and carry on the business of sickness insurance by this Act authorized: Provided that the Treasury Board may require a deposit not exceeding ten thousand dollars to be made from the said fund so soon as the required amount is available for such purposes.

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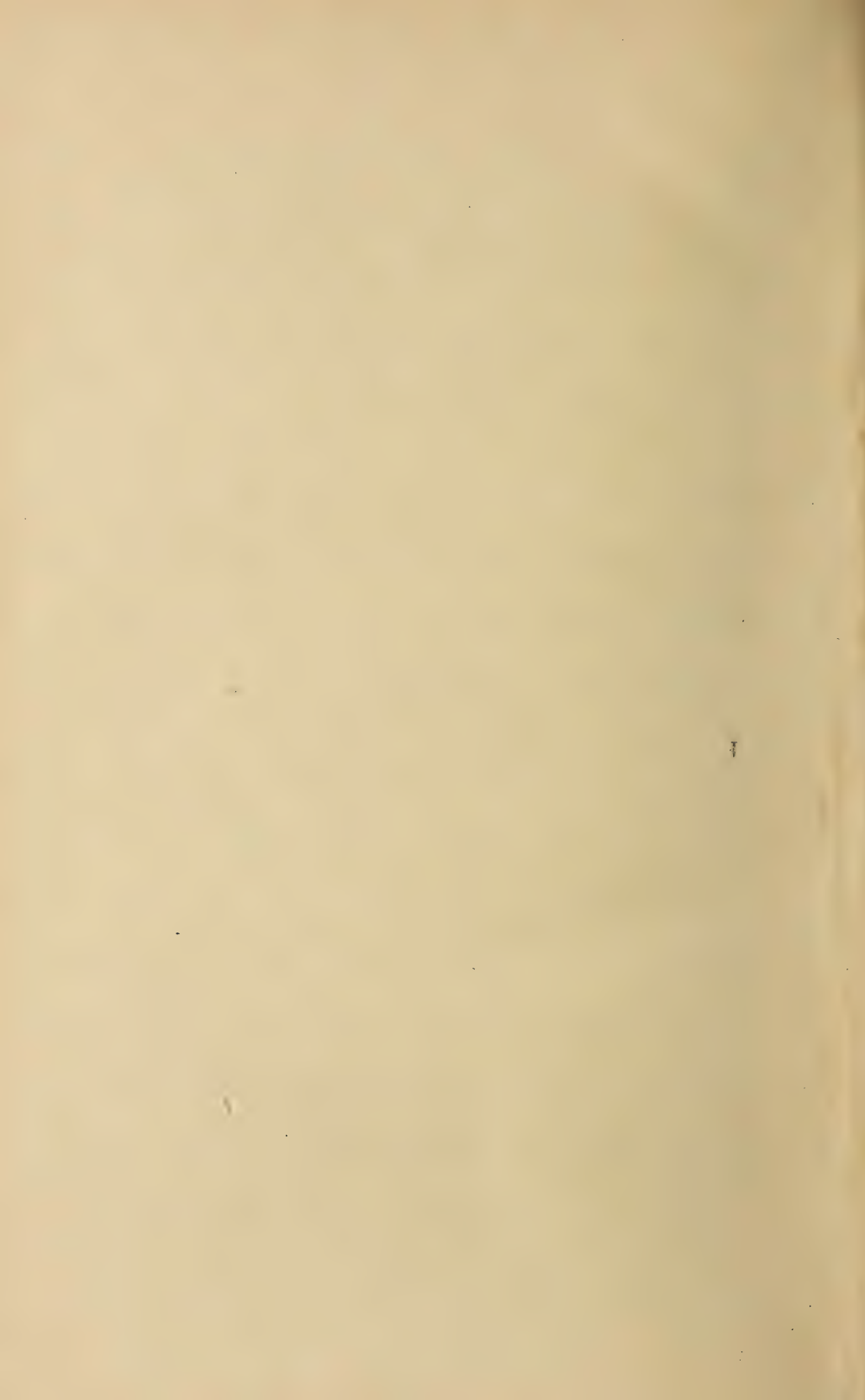
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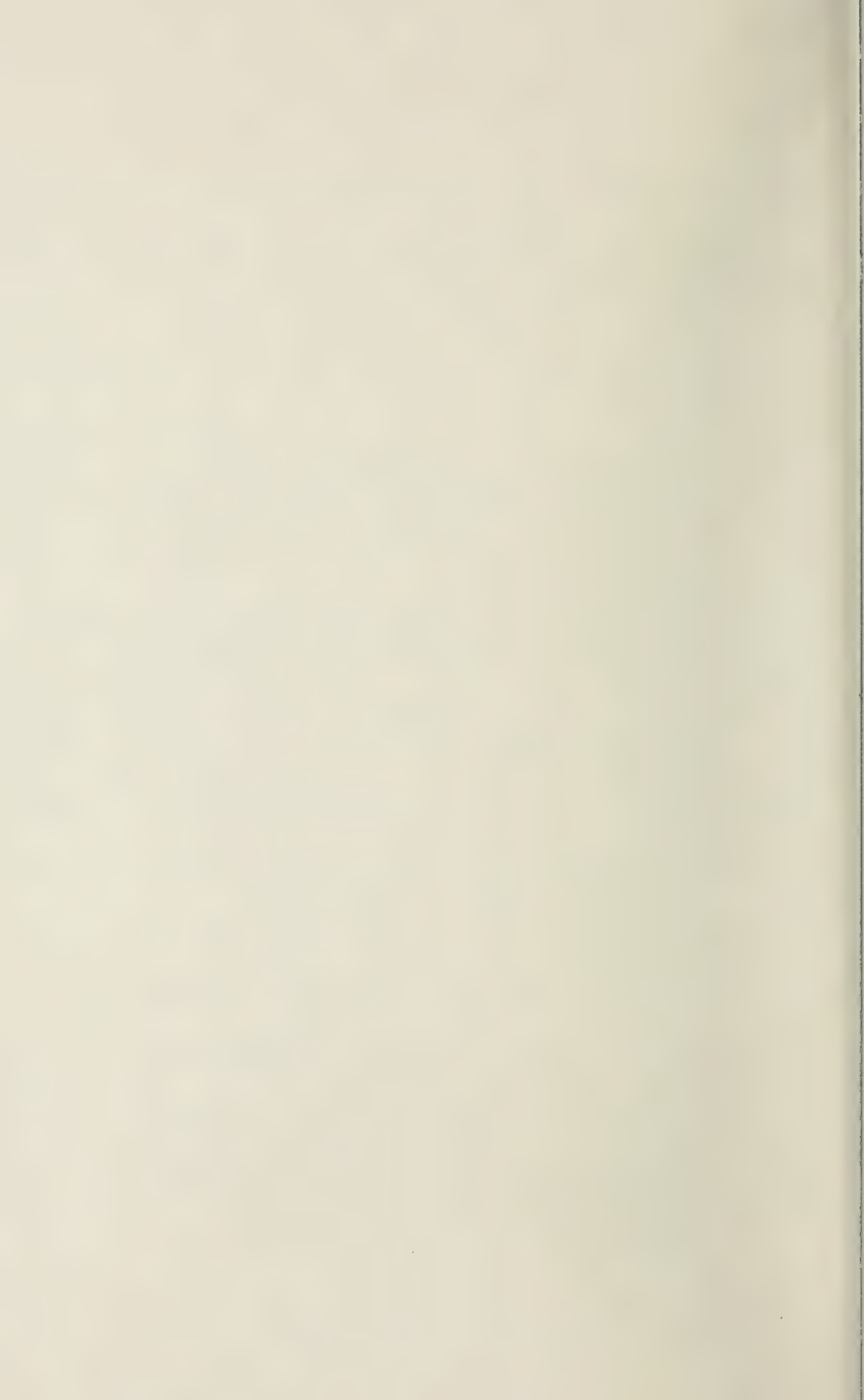
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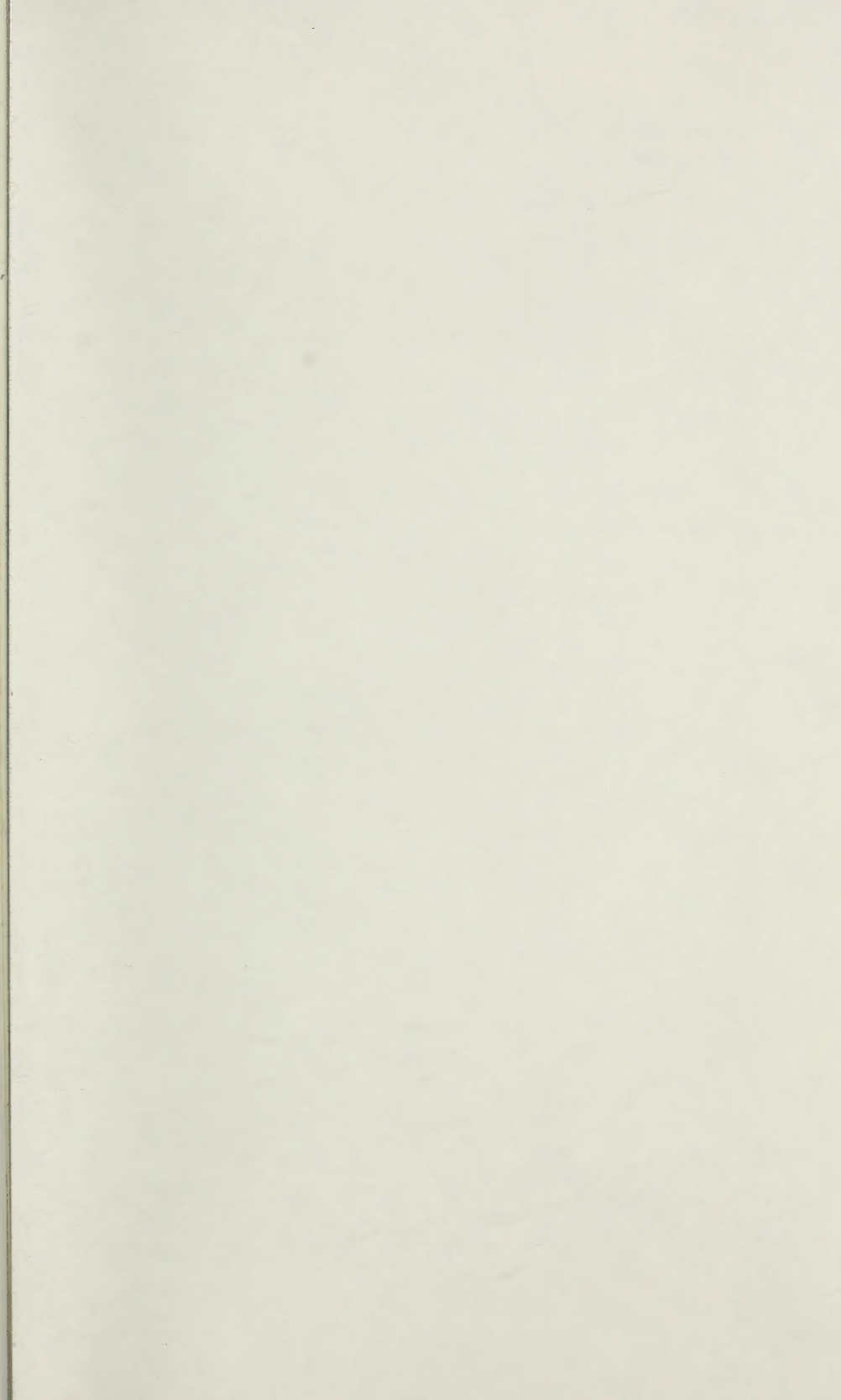
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